

taxes, and conferring upon the board of trustees full powers granted under general laws and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping school buildings within the same, and to levy a tax therefor, and to levy tax to pay current expenses for the maintenance and support of said schools; providing for a board of equalization and prescribing the duty and authority of the board of trustees, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and repealing all laws in conflict herewith in so far as they conflict with this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 501, "An Act to establish a more efficient system of public roads for Orange county, and to empower the commissioners court thereof to provide rules and regulations therefor; to provide for the condemnation of private property for road purposes; and to provide for the appointment of a county engineer; to allow the issuance of bonds for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 252, "An Act creating and establishing Rotan Independent School District, in Fisher county, Texas; defining and describing it by metes and bounds; providing for the government thereof; providing for it to assume the outstanding school contracts and indebtedness applicable to the territory so included; vesting in it the title to all school property situated in the territory so included; providing for the government thereof as under the general laws applicable to towns and villages incor-

porated for school purposes only; providing for extension of boundaries thereof, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 68, "An Act creating the Sayers Independent School District; describing the boundaries thereof; providing a board of trustees for its government; granting supervising exemptions for it; investing it with power to make oil leases; applying general laws to it; retaining its liabilities, assets and tax rate, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 85, "An Act providing for the appointment of an assistant district attorney and a special investigator in any judicial district consisting of more than one county, in any county in such district having a population in excess of seventy thousand, and providing for their salaries and the manner of their payment, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

THIRTY-NINTH DAY.

(Monday, March 9, 1925.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Baker of Orange.
Albritton.	Baker of Panola.
Alexander	Barker.
of Bastrop.	Barron.
Alexander	Bartlett.
of Limestone.	Bateman.
Amsler.	Bean.
Atkinson.	Bedford.
Avis.	Blount.

Bobbitt.	Masterson.
Boggs.	Maxwell.
Bonham.	McDonald.
Brown.	McDougald.
Bryant.	McFarlane.
Cade.	McGill.
Chitwood.	McNatt.
Coffey.	Moore.
Conway.	Morris.
Coody.	Nicholson.
Covey.	Parish.
Cox of Lamar.	Pavlica.
Cox of Navarro.	Pearce.
Cummings.	Perdue.
Dale.	Petsch.
Daniels.	Poage.
Davis of Dallas.	Pool.
Davis of Wood.	Pope.
DeBerry.	Powell.
Dielmann.	Purl.
Dinkle.	Rawlins.
Donnell.	Raymer.
Downs.	Renfro.
Dunn of Falls.	Rice.
Dunn of Hopkins.	Robinson.
Durham.	Rogers.
Enderby.	Rowell.
Farrar.	Rowland.
Faulk.	Runge.
Fields.	Sanford.
Finlay.	Shearer.
Florence.	Sheats.
Frnka.	Simmons.
Graves.	Sinks.
Gray.	Smith of Nueces.
Hagaman.	Smith of Travis.
Hall.	Smyth.
Harman.	Sparks.
Harper.	Stautzenberger.
High.	Stell.
Hollowell.	Stevens.
Hoskins.	Stevenson.
Jacks.	Storey.
Jasper.	Stout.
Johnson.	Strong.
Jones.	Teer.
Jordan.	Thompson.
Justice.	Tomme.
Kemble.	Veatch.
Kenyon.	Wade.
King.	Walker.
Kinnear.	Wallace.
Kittrell.	Webb.
Laird.	Wells.
Lane of Hamilton.	Westbrook.
Lane of Harrison.	Wester.
Lipscomb.	Williamson.
Loftin.	Wilson.
Low.	Woodruff.
Mankin.	Young.

Absent.

Bird.	McKean.
Carter.	Montgomery.
Dunlap.	Simpson.
Hull.	Taylor.
Kayton.	

Absent—Excused.

Foster.	McBride.
Irwin.	Merritt.

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. McBride for today, on motion of Mr. Graves.

Mr. Merritt for today and last Saturday, on motion of Mr. Sanford.

Mr. Taylor for last Saturday and today on account of important business, on motion of Mr. Fields.

NOTICE GIVEN.

Mr. Frnka gave notice that he would on next Wednesday ask to be taken up for consideration at that time Senate bill No. 79.

RELATING TO REMITTANCE OF CERTAIN TAXES.

Mr. Wallace offered the following resolution:

H. C. R. No. 38, Making provision for and directing the disposition of remittances erroneously made to the Comptroller of Public Accounts during the months of April and May, 1923, in attempted compliance with Chapter 134 of the Acts of the Regular Session of the Thirty-eighth Legislature, prescribing duties in reference thereto.

Whereas, The Legislature has heretofore passed three several laws providing an occupation tax on dealers in gasoline, to wit:

(a) Chapter 134 of the Acts of the Regular Session of the Thirty-eighth Legislature, effective April 1, 1923.

(b) Chapter 55 of the Acts of the Second Called Session of the Thirty-eighth Legislature, effective June 1, 1923.

(c) Chapter 5 of the Acts of the Third Called Session of the Thirty-eighth Legislature, effective June 14, 1923; and

Whereas, During the period of time the first act was in effect, to wit, during the months of April and May, 1923, gasoline dealers throughout the State made remittances in various forms to the Comptroller of the State of Texas, erroneously construing themselves as being compelled to pay said occupation

tax, although they were in reality not liable for said tax; and

Whereas, The remittances transmitted to the Comptroller have never been placed in the Treasury because of the circumstances enumerated above, which remittances now exist in various forms as follows: money on deposit in trust held by the then Comptroller of Public Accounts awaiting proper disposition, in personal checks of the remitters, in bank drafts purchased by remitters, in United States money orders, express money orders and in other forms of negotiable paper, all held uncashed in trust by the then Comptroller of Public Accounts awaiting proper disposition; and

Whereas, The State recognizes the rights of the various taxpayers who erroneously made said remittances; and

Whereas, Since said remittances have never reached the Treasury it is impossible and unnecessary to make an appropriation to repay said taxpayers; and

Whereas, The Legislature is not hereby seeking to release or extinguish, nor is it seeking to authorize the releasing or extinguishing, in whole or in part, any indebtedness, liability or obligation of any corporation or individual to this State, but seeks to place the remitters in statu quo as before the making of the erroneous remittances.

Resolved by the House of Representatives, the Senate concurring:

1. That the person or persons now holding in trust money, money orders, checks or bank drafts, received during the months of April and May, 1923, in attempted payments to the State of occupation taxes under the provisions of Chapter 134 of the Acts of the Regular Session of the Thirty-eighth Legislature, which remittances were erroneously made, is or are hereby directed to make restitution of said erroneous remittances to said original remitters, or as may be directed by said original remitters. Said restitution shall be accomplished by either or both of the following methods: (a) The person or persons holding said funds, money orders, drafts and checks above described shall return said uncashed checks, money orders and drafts to the original remitters, or as directed by them in the form in which they now exist; (b) the person or persons holding said money, money orders, drafts and checks shall pay to said original remitters, or their orders, in current funds or in bank exchange, to each the amount of money originally remitted, in such instances as said remittances were actually converted into money and now exist in money.

2. The obligations and duties imposed under this resolution shall be performed by the person or persons actually holding said funds and other forms of remittances, whether such person be the Comptroller of Public Accounts who was in office during the months of April and May, 1923, or the present Comptroller of Public Accounts, or both of said persons.

The resolution was read second time and was adopted.

PROVIDING FOR PORTRAIT OF EX-GOVERNOR PAT M. NEFF.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 33, Providing for portrait of Ex-Governor Pat M. Neff.

Resolved by the Senate, the House of Representatives concurring, That the sum of five hundred dollars (\$500) be paid out of the contingent expense fund of the Thirty-ninth Legislature to pay for a suitable portrait of Governor Pat M. Neff, said portrait to be placed in the rotunda of the Capitol with the portraits of the other Governors of Texas. The portrait may be made by any artist agreeable to Governor Pat M. Neff, and before said portrait is accepted and placed by the Board of Control, such portrait offered shall be approved by Governor Neff.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—91.

Alexander	Dunn of Hopkins.
of Bastrop.	Durham.
Alexander	Enderby.
of Limestone.	Faulk.
Amsler.	Florence.
Atkinson.	Frnka.
Avis.	Graves.
Baker of Orange.	Hagaman.
Barker.	Hall.
Bateman.	Harman.
Bedford.	Harper.
Boggs.	High.
Bryant.	Hollowell.
Cade.	Jones.
Chitwood.	Justice.
Coffey.	Kemble.
Conway.	King.
Covey.	Kinnear.
Davis of Dallas.	Kittrell.
DeBerry.	Lane of Hamilton.
Dinkle.	Lane of Harrison.
Donnell.	Loftin.
Downs.	Mankin.

Maxwell.	Shearer.
McDougald.	Sheats.
McFarlane.	Simmons.
McGill.	Sinks.
Morris.	Smith of Nueces.
Nicholson.	Smith of Travis.
Perdue.	Smyth.
Petsch.	Sparks.
Pope.	Stautzenberger.
Powell.	Stell.
Rawlins.	Storey.
Raymer.	Thompson.
Rice.	Tomme.
Robinson.	Veatch.
Rogers.	Wallace.
Rowell.	Webb.
Rowland.	Wilson.
Runge.	Woodruff.
Sanford.	Young.

Nays—16.

Acker.	Finlay.
Albritton.	Gray.
Baker of Panola.	Hoskins.
Bean.	Pavlica.
Coody.	Pearce.
Cox of Lamar.	Stout.
Cox of Navarro.	Walker.
Dale.	Williamson.

Present—Not Voting.

McNatt.

Absent.

Barron.	Lipscomb.
Bartlett.	Low.
Bird.	Masterson.
Blount.	McBride.
Bobbitt.	McDonald.
Bonham.	McKean.
Brown.	Montgomery.
Carter.	Moore.
Cummings.	Parish.
Daniels.	Poage.
Davis of Wood.	Pool.
Dielmann.	Purl.
Dunlap.	Renfro.
Dunn of Falls.	Simpson.
Farrar.	Stevens.
Fields.	Stevenson.
Hull.	Strong.
Jacks.	Taylor.
Jasper.	Teer.
Johnson.	Wade.
Jordan.	Wells.
Kayton.	Westbrook.
Kenyon.	Wester.
Laird.	

Absent—Excused.

Foster.	Merritt.
Irwin.	

RELATING TO DAMAGE DONE TO CERTAIN UNIVERSITY PROPERTY.

The Speaker laid before the House, as unfinished business, for consideration at this time.

H. C. R. No. 25, Relating to damage to State property.

The resolution having heretofore been read second time.

Question recurring on the resolution, it was adopted.

RELATING TO COTTON CROP REPORT.

The Speaker laid before the House, for consideration at this time,

H. C. R. No. 30, Relating to cotton crop reports.

The resolution having heretofore been read second time, reported favorably by the Committee on Agriculture.

Mr. DeBerry offered the following amendment to the resolution:

Amend H. C. R. No. 30 by striking out lines 5, 6 and 7, and inserting the word "whereas" at the beginning of line 8.

The amendment was adopted.

Question then recurring on the resolution as amended, it was adopted.

RELATING TO DAMAGE DONE TO STATE PROPERTY.

Mr. Tomme moved to reconsider the vote by which H. C. R. No. 25, relating to certain damage done by University students, was adopted.

The motion to reconsider prevailed.

On motion of Mr. Raymer, the resolution was tabled.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 101.

Mr. Laird, chairman, submitted the following conference committee report on House bill No. 101:

Committee Room,

Austin, Texas, March 7, 1925.

Hon. Barry Miller, President of the Senate, and Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed by your respective bodies to consider the amendments of the Senate to House bill No. 101, and adjust the differences between the Senate and the House, have had the same under consideration, and beg to report as follows:

First. We recommend that the Sen-

ate committee substitute to House bill No. 101 be adopted with the following amendments:

By striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That a permanent Text-book Commission for the State of Texas is hereby authorized and styled "The Texas State Text-book Commission." The Commission shall be constituted as follows: The State Superintendent of Public Instruction, the President of the College of Industrial Arts, and the President of the Southwest Texas State Normal, the President of the University of Texas, the President of the A. and M. College, acting together as a committee, shall immediately after this act takes effect and biennially thereafter, after the 15th day of January and not later than the 15th day of February, submit to the Governor of this State the names of thirteen (13) teachers of recognized scholarship and professional standing, who have been actively and continuously engaged in teaching or supervision in the public schools of this State for the past five years and who have State permanent primary or State permanent certificates, together with the names of two experienced business men; said thirteen teachers shall represent as nearly as possible every phase of public school work, and it shall be the duty of the Governor to select six teachers therefrom and one business man who shall with the Governor and the State Superintendent of Public Instruction, constitute the Text-book Commission; and provided that one member of said board shall have had at least three years' experience in teaching in the schools of Texas below the high school within the past five years, and provided further, that no two of said appointed members shall reside in the same county. In the event any member after appointment acquires a residence in the same county as another member, said acquisition of residence shall operate to vacate his position as a member of the Commission. The term of office of the appointive members shall be for a period of not more than two years and shall be concurrent with the term of office of the official making the appointment. No person who has acted as a text-book agent for any author or text-book publishing house, or who has been an author or associate author of any book published by any house, or who owns stock in any school book de-

pository, or who has directly or indirectly been concerned in the authorship of any text-book or in any text-book publishing house shall be eligible to appointment on the Text-book Commission. Any vacancy occurring on said Commission from any cause shall be filled by appointment by the Governor from the list submitted under the provisions of this act. The Governor shall within ten days make the appointment of the members of the Commission, who immediately shall be called together in special session to adopt such rules, regulations and by-laws to govern the action of the Commission, as it may deem proper, not inconsistent with other provisions of this act.

Sec. 2. Each member of the Commission before entering upon his duties as a member of the Commission shall make out and file with the Secretary of State an affidavit that he is not and has not been directly or indirectly interested in or connected with or employed by any publishing house, person, firm or corporation submitting any books for adoption, or in any books offered for adoption, or in any books adopted, nor is he connected in business with any person or agent representing such house, person, firm or corporation to whom any contract may be awarded by said Commission during the term and duration of said contract, nor does he own stock in any school book depository, and that he is not connected in any business with any person or agent representing such house, firm or corporation, and that he will not become so interested and will not accept any position as agent or representative of any person, firm or corporation who may submit any books for adoption or to whom any contract may be awarded by said Commission during the term and duration of said contract.

Sec. 3. The Governor shall be chairman of the Commission and the State Superintendent of Public Instruction shall be its secretary, who shall keep a complete record of all proceedings of the Commission. The Commission shall meet annually on the second Monday in October and at such other times and places as may be designated by the chairman for the purpose of considering and extending contracts, the making of new adoptions, and the keeping and operation of a complete system of uniform text-books for the public free schools of this State in accordance with the provisions of this act. The Com-

mission shall keep a minute book for its proceedings and on every action of the Commission an "aye" and "no" vote of the members thereof shall be required, and such minute book shall be kept in the office of the Superintendent of Public Instruction, and shall be open to public inspection, and no adopted text shall be superseded or substituted or new text adopted except by the affirmative vote of two-thirds of the members of the Commission.

Sec. 4. It shall be the duty of the Commission to meet annually on the second Monday in October, and at such other times as it may be called together by the chairman, for the purpose of considering the advisability of continuing or discontinuing, at the expiration of all current contracts, any or all of the State adopted text-books in use in the public schools of Texas, and of making such adoptions as are provided for in Section 5 of this act. Before making any change in the adopted series, however, the Commission shall, upon thorough investigation, satisfy itself that a change is necessary for the best interests of the school children and that such change is consistent with financial economy. Provided that unless a new text better suited to the requirements of the schools and of a price and quality satisfactory to the Commission are offered to supplant existing texts, then the Commission shall renew the existing contract or contracts for such a period as may be deemed advisable not to exceed a period of six years. Provided, that wherever the contractor supplying any book agrees to renew the contract on the same terms for a period of not less than two years or more than six, the members of the Commission shall give preference to the offer of the company holding the contract if in their judgment they shall thereby secure as good or better books at a lower price than by making a different contract, and it shall always be lawful for them to renew a contract on such terms as in their judgment may be for the best interests of the State. The contracts for the total number of different texts adopted shall be so arranged, in adoptions taking place after the passage of this act, that contracts on not more than one-sixth of the total number of different basal subjects shall expire in any one year, or shall be changed in any one year. The series of copybooks and the series of drawing books shall each

be considered as one book. If no text or texts on any prescribed subject or subjects are submitted by any particular publisher or publishers that meet the requirements of the schools, as may be determined by the Commission, then it shall be the duty of the chairman of the Commission to instruct the secretary of the Commission to investigate the book markets for the purpose of securing bids with a view of providing at most reasonable price or prices possible the best available texts on any and all subjects that are to be adopted by the Commission for the schools of Texas.

Sec. 5. The Text-book Commission authorized by this act shall have authority to select and adopt a uniform system of text-books to be used in the public free schools of Texas, and the books so selected and adopted shall be printed in the English language, and shall include and be limited to text-books on the following subjects: spelling, reading, English language and grammar, geography, arithmetic, physiology-hygiene, civil government, history of the United States (in which the construction placed on the Federal Constitution by the fathers of the Confederacy shall be fairly represented), history of Texas, agriculture, a system of writing books, a system of drawing books, and may also, if deemed necessary, adopt a geography of Texas and a civil government of Texas; provided, that none of said text-books shall contain anything of a partisan or sectarian character, and that nothing in this act shall be construed to prevent the teaching of German, Bohemian, Spanish, French, Latin or Greek in any of the public schools.

Said Text-book Commission shall also adopt a multiple list of books for use in the high schools of the State, said multiple list including not fewer than three nor more than five text-books on the following subjects: algebra, plane geometry, solid geometry, general science, biology, physics, chemistry, a one-year general history, ancient history, modern history, American history, Latin, Spanish, physical geography, English composition, history of American literature, history of English literature; and for each high school branch of study any one text-book of said multiple list adopted for that subject may be selected for and used in any high school of the State as the text-book on such branch in that high school, but when such book is so chosen by the local authorities from the multiple list adopted

such book shall be continued in that high school for the entire five years of the adoption period. Provided, however, that the multiple list herein provided for shall apply to all high schools classed by the Department of Education as high schools of the first class. For use in all other high schools a uniform system of text-books on each subject mentioned above shall be selected by the Commission; and provided further, that in any city or independent school district having more than one high school of the first class said city or independent school district shall adopt from said multiple list for use in each of said high schools the same books and shall use said books so adopted for a period of not less than five years.

Specific rules as to the manner of the selection of books by the high school shall be made by the State Text-book Commission.

The Commission, as herein provided for, shall adopt text-books in accordance with the provisions of this act for every public free school in this State and no public free school in this State shall use any text-book unless same has been previously adopted and approved by this Commission; and the Commission shall prescribe rules under which all text-books adopted and approved shall be introduced or used by or in the public schools of the State.

In the event as many as three suitable texts are not offered for adoption on any one subject, then the Commission may select fewer than three texts.

Provided, that existing contracts shall not be affected by any adoptions made under this act.

Sec. 6. The Text-book Commission shall have authority to adopt supplementary readers for the first seven grades and such other supplementary books for use in said elementary grades as it may deem advisable; provided, that said other supplementary books may be arranged in a series by said Commission, one book in each series for each elementary grade, and that contracts for not more than four series of supplementary books and readers, inclusive, as provided for in this section may be in force at the same time; provided further, that such series of these supplementary books shall only be used to supplement the basal book on reading and in no case shall supplemental books be adopted for other subjects. Each bidder presenting such book or books shall state at what price it or they are

offered; provided, however, that no supplementary books shall be purchased and used to the exclusion of the books prescribed under the provisions of Section 5 of this act, but full use must be made in good faith of the books selected by said Commission under Section 5 before any of the supplementary books provided for in this section shall be purchased and used.

Sec. 7. The Text-book Commission may at any time require such changes, amendments or additions to the book or books adopted as in their judgment will be for the best interest of the public schools of this State; and contracts for books under the provisions of this act shall be made upon the distinct condition that the Commission provided for in this act may, during the time for which the books are adopted under this act, upon giving one year's previous notice to the publishers thereof, order such changes, amendments and additions to the book or books so adopted as such Text-book Commission may determine; provided, also, that if in the judgment of the Commission such changes or revisions make it impractical for the revised books to be used in the same class with the old books, the publishers will be required to give the same exchange terms as were given when the books were first adopted, and such exchange period shall extend two years from the time the revised books are first put into use in the schools; provided, that nothing in this section shall be construed so as to give said Commission power or authority to abandon any book or books originally contracted for.

Sec. 8. When books are to be selected and adopted under the provisions of this act the chairman of the Commission shall for thirty days by notices in the public press and by written notices mailed to all persons, firms or corporations in whose behalf such notices may be requested, in which notices the time and place of such selection shall be set out and thus advertised that sealed bids will be received at the time and place fixed in said notice and not later than the second Monday of October of each year. Each bid shall specifically state at what price each book will be furnished, and shall be accompanied by specimen copies of each book offered, and it shall be required that each bidder deposit with the Treasurer of the State of Texas such sum of money as the Commission may require,

to be not less than five hundred dollars nor more than twenty-five hundred dollars, according to the value of the books each bidder may propose to supply. Such deposits shall be forfeited to the State absolutely if such bidder so depositing shall fail to make and execute such contract and bond as herein required within such times as the Commission may require, which time shall be specified in the notice advertised.

Sec. 9. All bids submitted under Section 8 of this act shall be sealed and deposited with the chairman of the Commission to be delivered by him in the Commission in session and for the purpose of considering the same, and shall be opened in the presence of the Commission; provided, that the Commission shall not consider a bid of any publisher of school books who has failed to pay the tax due and payable to the State of Texas under Chapter 148 of the Acts of the Twenty-ninth Legislature, and who has failed to make the affidavit required by this act. Each individual, firm or corporation submitting bids to the Commission for its consideration, or presenting books for adoption under the provisions of this act, shall file with the Secretary of State an affidavit giving the names of all people employed to aid in any way whatsoever in securing the contract, and that no member of the Commission is in any manner interested, directly or indirectly, in such individual, firm or corporation. If the fact should be disclosed that any member of the Commission is so interested it shall work a disqualification of such member of the Commission, and he shall not be permitted to serve on the Commission, or if it should further be disclosed that any member of the Commission is or has been interested in any book or series of books as the author or associate author, or in any way pecuniarily interested in any book or series of books published by any house bidding for this contract, or offered for use in the public schools of this State, or that any member of the Commission is interested in any such book or series of books in any manner, such fact shall likewise work as a disqualification of such member, and he shall not be permitted to serve upon the Commission.

Sec. 10. It shall be the duty of the Commission to meet at the time and place mentioned in the notice and advertisement, and it shall then and there open and examine the sealed proposals

received; and it shall be the duty of the Commission to make a full and complete investigation of all the books and bids accompanying the same. The textbooks shall be selected and adopted after a careful examination and consideration of all books presented, and the books selected and adopted shall be those which in the opinion of the Commission are most acceptable for use in the schools,—quality, mechanical construction, paper, print, price, authorship, literary merit and other relevant matters being given such weight in making its decision as the Commission may deem advisable. The Commission shall proceed without delay to adopt for use in the public schools of this State textbooks on all branches hereinbefore mentioned; provided, that if the bids submitted to said Commission should not be satisfactory to said Commission, they may postpone the selection of such books or a part thereof to such time as they may select, and after the same is readvertised, new bids may be received and acted on by such Commission as provided for in the act; provided, that no text-book shall be adopted until it has been read carefully and examined by at least a majority of the Commission.

Sec. 11. All publishers submitting bids under the provisions of this act shall submit their bids in two forms, one in which is stated the allowance made for the books then in use and the property of the State, when offered in exchange for the new books adopted under this act; the other without stating the allowance for said books, which books would remain the property of the State; provided, that said allowance and condition for exchange is agreed to and accepted by the State shall be enforced only during the two scholastic years following a change in books.

Sec. 12. Every contract entered into with a publisher for the adoption of any book or books shall contain a provision that the Commission herein provided for may, during the life of the contract, upon giving one year's previous notice to the publishers of such book or books, order such changes, amendments and additions to the book or books so selected and adopted as in the discretion of said Commission shall keep them up to date and abreast of the times; provided that such revision shall not be made oftener than once in two years.

Sec. 13. The bidder to whom any

contract may have been awarded shall execute a good and sufficient bond payable to the State of Texas in the sum of not less than ten thousand (\$10,000) dollars for each basal book adopted under the provisions of this act; and a good and sufficient bond payable to the State of Texas in the sum of not less than three thousand (\$3000) dollars for each supplementary text-book adopted under the provisions of this act; provided further, that the Commission is hereby given authority to require bond in such further and additional sums as it may deem advisable, said bond to be approved by the Commission; such bond to be conditioned that the contractor shall faithfully perform all the conditions of the contract; the contract and bond shall be prepared by the Attorney General, and be payable in Travis county, Texas, and shall be deposited in the office of the Secretary of State. For the purpose of securing satisfactory bond a series of pamphlet writing books shall be considered as one basal book and a series of pamphlet drawing books shall be considered as one basal book. The bond shall not be exhausted by a single recovery thereon, but may be sued upon from time to time until the full amount thereof is recovered; and the Texas State Text-book Commission may, at any time, on twenty days' notice, require a new bond to be given, and in the event the contractor shall fail to furnish such new bond the contract of such contractor may, at the option of the Texas State Text-book Commission, be forfeited.

Sec. 14. All contracts with publishers for the furnishing of books hereunder shall further stipulate and bind such publishers that they will not hereafter during the first twelve months after the date of the respective contracts furnish or offer to furnish and distribute the same book or books under contract with any other State, county or school district in the United States at a lower price than that which said publishers agree to furnish and distribute the same books under the contracts executed pursuant to this act, unless such publishers respectively shall immediately give such lower price to the beneficiaries of the contracts executed hereunder, provided that in the event any such contract is made it shall be the duty of the Attorney General to institute suit upon the bond hereinabove provided for, for a recovery on behalf

of the State of the liquidated damages due under and as provided for in Section 28 of this act, and proof of a violation of this provision in any particular shall be prima facie evidence of liability in any such suit brought hereunder, and in case that any contractor who has a contract to furnish a book or books for the State under the provisions of this act shall at any time within twelve months after the date of this adoption contract with any other State, county or school district in the United States to furnish and distribute the same book or books at a lower price than fixed in accordance with the provisions of this act, under similar conditions of sale and distribution as may be decided by the Texas State Text-book Commission, such lower price shall immediately be given to the State of Texas, and for the breach of any of the conditions and stipulations contained herein or in the respective contracts, the contract may be forfeited and the contractors shall be liable to the State of Texas in liquidated damages in the full amount of the bond; and it shall be the duty of the Attorney General to bring suit on the bond of such contractors for such liquidated damages as provided for in Section 28 hereof.

Sec. 15. No book or books shall be purchased from any person, firm or corporation who is a member of or connected with any trust; and in the event it be established that this provision has been violated, such violation shall be held to be fraud and collusion as contemplated under Section 28 of this act, and the Attorney General shall bring suit upon the bond of such person, firm or corporation, and upon proof of such violation shall recover the liquidated damages as provided for in said Section 28 hereof, as defined by the laws of this State, and a sworn affidavit that said person or corporation is not connected either directly or indirectly with a trust shall be required, and said affidavit shall be filed with said Commission. Before proceeding to adopt books as provided under the provisions of this act, the Commission shall require all persons, firms and corporations bidding for a contract to file with the Commission a sworn statement on or before the date selected by the Commission for receiving sealed bids, stating whether said person, firm or corporation is interested, or whether said person, firm, or any member thereof, or any individual stockholder of such corporation is interested or acting as a director, trustee or stock-

holder, either directly or indirectly or through a third party, or in any manner whatsoever in any other text-book publishing house, and this statement shall be sworn to by such person, a member of such firm or the president, secretary, and each of the directors of said corporation. All firms or persons bidding for a contract or supplying books shall present a sworn statement signed by all its members showing the names of all members of said firm, and whether any other person, firm or corporation has any financial interest in said firm, and also whether any individual member or members of said firm have any financial interest in any other text-book publishing firm or corporation or text-book publishers; provided further, that the Commission shall require all corporations, or persons, or firms to file with the Governor attested copies of all written agreements entered into and existing between them and others engaged in the text-book publishing business, and if in the opinion of the Commission such written agreements or other facts adduced are violations of the anti-trust law of the State of Texas, or opposed to public policy, the bids of such houses shall not be considered by the Commission.

Sec. 16. Each contract shall be duly signed by the publishing house or its authorized officers and agents; and if it is found to be in accordance with the award and all the provisions of this act, and if the bond herein required is presented and duly approved the Commission shall approve said contract and order it to be signed on behalf of the State by the Governor in his capacity as chairman. All contracts shall be made in duplicate, one copy to remain in custody of the Secretary of State and be copied in full in the minutes of the meeting of the Commission in a well bound book, and the other copy to be delivered to the company or its agent.

Sec. 17. When any person has been awarded a contract and he has filed his bond and contract with the Commission and the same has been approved, the Commission shall make an order on the Treasurer of the State reciting such fact, and thereupon the Treasurer shall return the deposit of such bidder to him; but if any successful bidder shall fail to make and execute the contract and bond as hereinbefore provided, the Treasurer shall place the deposit of such bidder in the State Treasury to the credit of the available school fund, and the Commission shall readvertise for other bids to supply such books which said bidder may have failed to supply. All unsuccessful

bidders shall have their deposit returned to them by the State Treasurer as soon as the Commission has decided not to accept their bids.

Sec. 18. As soon as the State shall have entered into the contract for the furnishing of books for the public schools of this State under the provisions of this act, it shall be the duty of the Commission to issue its proclamation of such facts to the people of the State; and the State Superintendent of Public Instruction shall carefully label and file away the copies of the books adopted as furnished for examination to the Board; and such copies of such books shall be securely kept and the standard of quality and mechanical excellence of the book or books so furnished under this Act shall be maintained in said books so furnished under contract authorized by this act during the continuance of the contract.

Sec. 19. As soon as practical after the adoption of the text-books provided for in this act, the Superintendent of Public Instruction shall address a circular letter to the county superintendent and to the president of the school boards in independent school districts, which circular letter shall contain a list of all the books with their respective prices, together with such other information as he may deem advisable.

Sec. 20. All parties with whom the contracts have been made shall establish and maintain in some city in the State a depository where a stock of their goods to supply all immediate demands shall be kept; and contractors not maintaining their own individual or separate State agencies or depositories shall maintain a joint agency or depository to be located at some suitable and convenient distributing point. Any person, dealer or school board in any county in the State may order from the central depository; provided that the price of books so ordered shall be paid in advance. Upon the failure of any contractor to furnish the books as provided in the contract and in this Act, the county judge in the county wherein such books have not been furnished shall report the fact to the Attorney General, and he shall bring suit on account of such failure in the name of the State of Texas in the district court of Travis county, and shall recover on the bond given by such contractor for the full value of the books not furnished as required, and in addition thereto the sum of one hundred dollars, and each day of failure to furnish the books shall constitute a separate offense, and the amounts so recovered shall be placed to

the credit of the available school fund of the State. Any unorganized county shall be furnished from the same agency as the county to which said unorganized county is attached for judicial purposes in the same manner as such organized county.

Sec. 21. The contract price of each book shall be plainly printed on the inside of the back of each book, together with the following notice, "The price marked hereon is fixed by the State, and any deviation therefrom should be reported to the State Superintendent of Public Instruction"; provided this notice may be waived by the State Board of Education the last year of the contract.

Sec. 22. The books adopted by the Commission under the provisions of this Act shall be introduced and used as text-books to the exclusion of all others in public free schools of this State for such period of years as may be determined by the Commission, not to exceed six years in any case; provided the right to the exclusive use of new books during the first two years of the term of any contract may be waived by the contracting parties to provide for gradual introduction of the new books, and provided further that nothing in this act shall be construed to prevent or prohibit the trustees of school districts from purchasing text-books with the local maintenance funds and furnishing free text-books to the students in the event that no contracts are made by the State.

Provided that said Commission shall not contract for any book of which any member of the nominating committee, or any member of said Commission is or may be author.

Sec. 23. Any school trustee who shall prevent or aid in preventing the use in any public school in this State of the books or any of them as adopted under the provisions of this act, or any teacher in any public school in this State who shall wilfully fail or refuse to use the said books shall be guilty of a misdemeanor and upon conviction shall be fined a sum of not less than five dollars and not more than fifty dollars for each offense, and each day of such wilful failure or refusal by said teacher or wilful prevention of the use of the books by said trustee shall constitute a separate offense.

Sec. 24. No trustee or teacher shall ever receive any commission or rebate on any books used in the schools with which he is concerned as such trustee or teacher and if any such trustee or teacher shall receive or accept any such commission or rebate he shall be guilty of a misdemeanor and upon conviction he

shall be fined not less than fifty dollars and not more than one hundred dollars.

Sec. 25. No person not the author or publisher or the bona fide permanent and regular employe of such publisher shall appear before such Text-Book Commission in behalf of any book submitted to the Commission for adoption, or seek to influence the members thereof.

Sec. 26. When the supplementary books other than those selected by the Text-Book Commission are used, they shall be furnished at a price fixed by the trustees of the school in which they are used and approved by the State Superintendent of Public Instruction, which price in no case shall be greater than the publisher's list price; and if any teacher or trustee shall knowingly and directly or indirectly receive from any pupil a greater price therefor than the price fixed, he shall be guilty of a misdemeanor, and on conviction shall be fined not less than fifty dollars nor more than one hundred dollars.

Sec. 27. The State may, in a suit to be instituted by the Attorney General, cancel any contract entered into by virtue of the provisions of this act for fraud, or collusion, or material breach of contract upon the part of either party of the contract, or any member of the Commission, or any person, firm or corporation or their agents making said bond or contract; and for the cancellation of any such contract the Attorney General is hereby authorized to bring suit in the proper court of Travis county, and in case of the cancellation of any contract as provided for, the damages are fixed at not less than the amount of said bond, to be recovered as liquidated damages in the same suit cancelling said contract; and on account of the difficulty of determining the damages that might accrue by reason of such fraud, collusion or material breach, and cancellation of such contract, the full amount of the bond given by the contractor shall be considered as liquidated damages to be recovered out of said bond by the State at the suit of the Attorney General, and every contract that shall contain a clause to this effect.

Sec. 28. Any person, firm or corporation with whom a contract has been entered into under the provisions of this act shall designate the Secretary of State of Texas as its or their agent, upon whom citation and all other writs and processes may be served in the event any suit shall be brought against such person, firm or corporation.

Sec. 29. The members selected upon said Commission under the provisions of

this act shall receive as compensation for their services the sum of five dollars per day each while on active duty and actual traveling expenses in going to and from the place of meeting, and in attending to the business of the Commission, to be paid upon warrants drawn by the Comptroller under the direction and approval of the chairman of the Commission; provided, that the Superintendent of Public Instruction be and is hereby fully authorized to employ one stenographer to assist in the clerical work of the State Text-Book Commission, the pay of said stenographer to be paid out of the appropriation made for expenses of the Text-book Commission on account approved by the State Superintendent of Public Instruction.

Sec. 30. The State Board of Education is hereby authorized and empowered and it is made its duty to purchase books from the contractors of text-books used in public free schools of this State and to distribute the same without other cost to the pupils attending such schools within this State in the manner and upon the conditions hereinafter set out.

Sec. 31. That in order to carry out the provisions of this act the State Board of Education shall annually at a meeting designated by them each year, set apart out of the available free school fund of the State an amount sufficient to purchase and distribute the necessary school books for the use of the pupils of this State for the scholastic year ensuing.

Sec. 32. The State Text-book Fund of this State shall consist of the fund set aside by the State Board of Education from the available school fund as is provided for in this act, together with all funds accruing from the sale of disused books and all moneys derived from the purchase of books from boards of school trustees by private individuals, by schools, or from any other source.

Sec. 33. The State Board of Education shall require from the State Superintendent on July first of each year a report as to the funds necessary for the purchase and distribution of other necessary expenses of school books for the regular school session of the following year, and said Board of Education shall have the power to set apart from the available school fund the estimated amount with 25 per cent additional, this additional sum to be used to meet emergencies or necessities caused by unusual increase in scholastic attendance or by unusual and unforeseen expenses and school conditions. Funds transferred in the Text-book Fund shall re-

main permanently in this fund until expended, and shall not lapse to the State at the close of the fiscal year; provided, that the State Superintendent of Public Instruction shall be required to include in the aforementioned report to the State Board of Education a statement as to the amount of this fund which is unexpended, and said amount shall be considered by the board in determining the necessary expenditures for text-books for the following year.

Sec. 34. The purchase and distribution of free text-books for the State shall be under the management of the State Superintendent of Public Instruction, subject to the approval of the State Board of Education.

Sec. 35. All parties with whom book contracts have been made shall establish and maintain in some city in the State a depository where a stock of their goods to supply all immediate demands shall be kept; all contractors not maintaining their own individual or separate State agencies or depositories shall maintain a joint agency or depository to be located at some suitable and convenient distributing point, at which general depository each contractor joining in said agency shall keep on hand a sufficient stock of books to supply the schools of the State. Books to be purchased in accordance with the terms of this act, shall be delivered by said depository, all packing, shipping, freight, express, mailing or other charges to be paid by said contractor or depository, to railway station at the town or city in which school is situated, or to railway station designated in the requisition; provided, that the depository shall not be required to fill orders by express or parcel post except such orders as may be defined by the State Superintendent of Public Instruction as emergency orders. The cost above established freight rate for filling such emergency orders may be added to the price of the books so shipped; provided further, that if book contractors have complied with orders from the State Department of Education and have made prompt shipments as required by their contracts, that if the receivers of said shipments fail or refuse to take the shipments from the transportation companies, that the contractors will not be responsible for any demurrage in case of such failure.

Any person, school not controlled by the State, or dealer in any county in the State may order books from the

said State agency, or depository, and the books so ordered shall be furnished at the same rate and discount as are granted to the State; provided, that in such case the State depository or agency may require that the price of books so ordered shall be paid in advance. Upon the failure of any contractor to furnish the books as provided in the contract and in this act, the county judge in the county wherein such books have not been furnished, shall report the fact to the Attorney General, and he shall bring suit on account of such failure in the name of the State of Texas in the district court of Travis county, and shall recover on the bond given by such contractor for the full value of the books not furnished as required, and in addition thereto the sum of one hundred dollars, and each day of failure to furnish the books shall constitute a separate offense, and the amount so recovered shall be placed to the credit of the State Text-book Fund.

Sec. 36. The school trustees of each district shall be designated as the legal custodians of the books, and shall have the power to make such arrangements for the distribution of books to the pupils as they may deem most effective and economical; provided, that no district shall have the power to make any regulation in regard to text-books which is at variance with the provisions of this act, or with the regulation of the State made by the State Superintendent of Public Instruction and approved by the State Board of Education.

Sec. 37. Books shall remain the property of the State, and after purchase through requisition according to the provisions of this act, shall remain in the charge of the district school trustees as the legal custodians of the books. The district school trustees shall have the power to delegate to their employes such power as to requisitions and distributions of books and the management of books as in their judgment may be best, provided that such plans shall not be at variance with the provisions of this law, or with the State Rules for Free Text-books formulated by the State Superintendent of Public Instruction and approved by the State Board of Education.

Sec. 38. One or more members or employes of each district board of trustees shall enter into bond in the sum of fifty per cent in excess of the value of the books consigned to them by the State, payable in Austin, Texas, to the

Governor of the State of Texas, or his successors in office, said bond to be approved by the county judge of the county in which the school is situated, and by the State Superintendent of Public Instruction and deposited with the State Superintendent, conditioned on the faithful discharge of his duties under his employment and under this act, and that he or they will faithfully account for all books coming into his or their possession and for all moneys received from the sales thereof; provided, that all moneys accruing from the forfeiture of the bonds shall be deposited by the Governor to the credit of the State Text-book Fund.

Sec. 39. Requisitions for books shall be made in the following manner: On the first day of April each teacher shall make report to the principal of the maximum attendance of his or her grade, or school, if not a graded school. If the school has only one teacher, said report as to the maximum attendance of pupils of each grade of work shall be made by the teacher to the board of school trustees and to the county superintendent. Reports as to the maximum attendance for the school shall be made not more than one week subsequent to the first school day of April by the principal to the city or town superintendent or by the principal to the county superintendent if the school is not situated in a city or town. The city or town superintendent of schools shall compile reports of principals and make report to the State Superintendent of Public Instruction. The county superintendent shall compile reports of the rural schools in his county and make report to the State Superintendent of Public Instruction. Books needed by the rural schools shall be requisitioned and distributed entirely through the office of the county superintendent. The duties of the county superintendent with reference to the care and distribution of text-books shall be subject to the approval of the county board of trustees and the State Superintendent. Reports as to the maximum attendance of each school under their direction shall be made to the State Superintendent of Public Instruction by the aforesaid superintendents of cities, towns, and counties not later than April 25th, provided that should the school close before this date, it shall be the duty of the teacher to file with the county superintendent and with the board of school trustees reports complying with the provisions of

this act. Blank forms for reports and for requisitions of text-books shall be furnished to all boards of school trustees by the State Department of Education. Requisitions for books for a subsequent session shall be based on said reports as to the maximum number of scholastics in attendance the preceding school session, plus an additional ten per cent, and such requisition shall be made through the State Superintendent of Public Instruction and by him furnished to the State depository designated by contractors of books not later than June 1st of each year, provided that in cases of unforeseen emergency the State depository shall fill small orders for books on requisition approved by the State Department of Education. One copy of each text-book used in the work taught by the teacher shall be issued by the school trustees, or their representatives, to each teacher as a desk copy, such books to be returned to the trustees or their representatives at the close of the session.

Sec. 40. Bills for text-books purchased by the State on requisitions as provided for in Section 40 of this act shall be paid by warrants on the State Treasury made by the Comptroller on receipt of bills approved by the State Superintendent of Public Instruction. Such payment shall be made within ninety days from date of delivery, and if payment be delayed thereafter, six per cent per annum shall be added until date of payment.

Sec. 41. Teachers and school officers must make such reports as to the use, care and condition of free text-books as may be required by the local trustees or by the State Department of Education. The salary for any month of any teacher or employee who neglects to make such report at the proper time may be withheld until each report be received in a condition satisfactory in form and content. Text-books shall be subject to inspection by any inspector or agent authorized by those having charge of the local text-book service, or authorized by the State Superintendent of Public Instruction, subject to the approval of the State Board of Education; provided, that inspectors authorized by the State Department of Education shall be those in regular employment as high school inspectors, rural school inspectors, or inspectors of vocational education.

Sec. 42. Specific rules as to the requisition, distribution, care, use, and disposal of books may be made by the State Superintendent of Public Instruc-

tion, subject to the approval of the State Board of Education; provided, that such rules shall not conflict with the provisions of this act, or with the uniform text-book law under the terms of which contracts for supplies, books are made with the publishers or with the terms of said contract. No teacher or employee of the school engaged in the distribution of text-books under this law as the agent or employee of the State, or of any county or district in the State shall, in connection with this distribution, sell or distribute, or in any way handle, any kind of school furniture or supplies, such as desks, stoves, blackboards, crayon, erasers, pens, ink, pencils, tablets, etc.

Sec. 43. All books shall have printed labels on both inside covers. Each school shall number all books, placing the number on these labels. All teachers shall keep a record of the number of all books issued to each pupil. All books must be covered by the pupil under the direction of the teacher. Books must be returned to the teacher at the close of the session, or when the pupil withdraws from school. Each pupil, or its parent or guardian, shall be responsible to the teacher for all books not returned by the pupil, and said pupil not returning all books delivered to him or her shall not be entitled to the benefits of this act until said books are paid for by said parent or guardian.

Local boards of trustees shall make provision for the fumigation of books before the reissue of the books. Covers of all books shall be removed before reissue, and the pupil to whom the books are issued shall replace cover under the direction of the teacher.

Sec. 44. Books may be bought from the local boards of trustees by pupils or parents of pupils attending the public schools of the State, said board to furnish the books at the retail contract price. Any book may be purchased from the State depository designated by the contractor holding the contract for said book, by State institutions or by private schools, or church schools, such purchase to be made on the same terms as those given to the State for the same book. All money accruing from sales of books by district boards of school trustees shall be forwarded to the State Text-book Fund not later than one month after the sale.

Sec. 45. The State Superintendent of Public Instruction, with the approval of the State Board of Education, may provide for the disposition of such text-books as are no longer in a fit condition to be used for purposes of instruction,

or for discarded books remaining the property of the State. In case of the disuse of books in fair condition, inspectors of the State Department of Education may require the continuance of the use of said books.

Sec. 46. Complaints in regard to text-book service shall be made both to the State Superintendent and to the State depository designated by contractor of the books. In case such complaint does not receive reasonable prompt attention complaint shall be taken to the county judge, who shall proceed in accordance with the provisions of this act. Trustees of unorganized counties shall make complaint to the county judge of the county to which said unorganized county is attached for judicial purposes.

Sec. 47. Requisitions for supplementary readers and books may be made at convenient times during the session, but must be made within one month in advance of the time the books will be needed, and shall be issued according to the rules prescribed by the State Board of Education.

Sec. 48. 'A wilful violation of any provision of this act by any person shall be a misdemeanor punishable by fine of not less than \$5.00 nor more than \$100.00.

Sec. 49. Provisions as to Payment of Expenses of Operation.—All necessary expenses incurred by the operation of this act incident to the enforcement of this law shall be paid from the State Text-book Fund herein provided for upon bills approved by the State Superintendent of Public Instruction, and shall be paid upon warrants drawn by the Comptroller upon the Treasury of the State.

Sec. 50. Should the courts declare any section or provision of this act unconstitutional, such decision shall affect only the section or provisions so declared to be unconstitutional, and shall not affect any other section or part of this act.

Sec. 51. The provisions of this act are intended to furnish a complete plan for the adoption, purchase, distribution and use of free text-books to be supplied to the public free schools of the State. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 52. The fact that the present law governing the adoption, purchase and distribution of free text-books is confusing and the fact that large numbers of text-books are now being distributed by the State to the public free schools, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be

read on three several days be suspended, and it is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

With these amendments, changes and recommendations we respectfully submit that House bill No. 101, with the amendment herein stated and provided, and with the recommendation herein made, should be adopted and do pass.

Respectfully submitted,

LAIRD,
RUNGE,
WESTBROOK,
WESTER,

On the part of the House.

BOWERS,
WIRTZ,
REID,
WITT,

On the part of the Senate.

Mr. Laird moved that the report be adopted.

Mr. Smith of Travis moved that further consideration of the report be postponed until 10 o'clock a. m. tomorrow.

Mr. Tomme moved to table the motion to postpone, and the motion to table was lost.

Question then recurring on the motion to postpone, it prevailed.

HOUSE BILL NO. 568 ON ENGROSSMENT.

The House resumed consideration of pending business, same being

H. B. No. 568, A bill to be entitled "An Act making appropriations for the maintenance of the various State educational institutions of Texas,"

On its passage to engrossment, the House having under consideration the section of the bill relating to the North Texas Agricultural College.

Mr. Blount offered the following amendment to the bill:

Amend House bill No. 586, page 117 of printed bill, by striking out lines 34 to 39, inclusive.

The amendment was adopted.

Mr. Stout moved to reconsider the vote by which the amendment offered by Mr. McNatt, relating to North Texas Agricultural College, was lost.

Mr. Veatch moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64.

Acker.
Albritton.

Alexander
of Limestone.

Amsler.	Lane of Hamilton.	Masterson.	Raymer.
Baker of Panola.	Loftin	McDonald.	Rowell.
Barker.	Mankin.	McDougald.	Rowland.
Bartlett.	Maxwell.	McGill.	Smith of Nueces.
Bateman.	McFarlane.	McNatt.	Sparks.
Bean.	Parish.	Moore.	Stell.
Blount.	Pavlica.	Morris.	Storey.
Boggs.	Pearce.	Nicholson.	Stout.
Brown.	Perdue.	Petsch.	Tomme.
Bryant.	Poage.	Pope.	Webb.
Chitwood.	Pool.	Powell.	Wells.
Coffey.	Rice.	Purl.	Wester.
Cox of Navarro.	Robinson.	Rawlins.	Williamson.
Dale.	Rogers.		
Davis of Dallas.	Runge.		
Davis of Wood.	Sanford.		
Enderby.	Shearer.		
Finlay.	Sheats.		
Graves.	Simmons.		
Gray.	Sinks.		
Hall.	Smith of Travis.		
Harper.	Smyth.		
Hoskins.	Stautzenberger.		
Jasper.	Stevens.		
Johnson.	Stevenson.		
Jones.	Strong.		
Justice.	Teer.		
Kenyon.	Thompson.		
King.	Veatch.		
Kittrell.	Walker.		
Laird.	Wallace.		

Nays—50.

Alexander	Dunn of Hopkins.
of Bastrop.	Durham.
Atkinson.	Faulk.
Barron.	Fields.
Bedford.	Florence.
Bonham.	Harman.
Cade.	Hollowell.
Conway.	Jacks.
Coody.	Jordan.
Cummings.	Kemble.
Daniels.	Kinnear.
DeBerry.	Lane of Harrison.
Dinkle.	Lipscomb.

Present—Not Voting.

Farrar.

Absent.

Avis.	Hull.
Baker of Orange.	Kayton.
Bird.	Low.
Bobbitt.	McBride.
Carter.	McKean.
Covey.	Montgomery.
Cox of Lamar.	Renfro.
Dielmann.	Simpson.
Donnell.	Taylor.
Downs.	Wade.
Dunlap.	Westbrook.
Dunn of Falls.	Wilson.
Frnka.	Woodruff.
Hagaman.	Young.
High.	

Absent—Excused.

Foster.	Merritt.
Irwin.	

Mr. Barron offered the following amendment to the section of the bill relating to the Texas Agricultural Experiment Station System, A. and M. College of Texas:

Amend House bill No. 586 by striking out all between pages 86, line 30, and page 100, line 34, and substitute in lieu thereof the following:

TEXAS AGRICULTURAL EXPERIMENT STATION SYSTEM—A. AND M.
COLLEGE OF TEXAS.For the Fiscal Years Ending
Aug. 31, 1926. Aug. 31, 1927.

Salaries of (State's part):

Director	\$ 3,000.00	\$ 3,000.00
Vice-director and grain sorghums research specialist..	2,250.00	2,250.00
Assistant director and small grains research specialist	2,000.00	2,000.00
Chief Clerk of Station	1,500.00	1,500.00
Assistant Chief Clerk of Station	1,200.00	1,200.00
Secretary of Station	1,500.00	1,500.00
Chief of Division of Veterinary Science	1,800.00	1,800.00
Chief, Division of Entomology; State Entomologist..	1,800.00	1,800.00
Entomologist, Division of Entomology	1,500.00	1,500.00
Animal husbandman in charge of breeding investiga- tions, Division of Range Animal Husbandry (genetics)	1,800.00	1,800.00
Cotton Breeder, Division of Agronomy	1,500.00	1,500.00
Chief, Division of Plant Pathology and Physiology....	1,800.00	1,800.00
Chief, Division of Publications	1,800.00	1,800.00
Mailing clerk, Division of Publications	485.00	485.00
Chief, Division of Botany	1,260.00	1,260.00
Executive assistant	1,050.00	1,050.00
Technical assistant	1,500.00	1,500.00
Two stenographers, director's office	2,400.00	2,400.00
Three copyists, making permanent scientific research records for present and future reports	3,000.00	3,000.00
Veterinarian, Division of Veterinary Science	1,800.00	1,800.00
Chief, Division of Horticulture	3,600.00	3,600.00
Chief, Division of Agronomy	3,600.00	3,600.00
Chief, Division of Range Animal Husbandry	4,000.00	4,000.00
Chief, Division of Poultry Husbandry	3,300.00	3,300.00
Swine Husbandman, Division of Swine Husbandry	3,000.00	3,000.00
Dairyman, Division of Dairy Husbandry	900.00	900.00
Chief, Division of Farm and Ranch Economics	3,600.00	3,600.00
Total for salaries	\$ 56,945.00	\$ 56,945.00

General Expenses, Director's Offices.

Travel expense for Director and his assistants	\$ 4,000.00	\$ 4,000.00
Postage, stationery and office supplies; furniture and fixtures; telegraph and telephone; freight and ex- press; and other office expenses for administrative offices	2,000.00	2,000.00
Repairs on buildings, administrative division	1,500.00	1,500.00
Janitor hire, equipment and supplies	1,400.00	1,400.00
Expenses of maintaining research library, for bind- ing, reference books, scientific journals, and other necessary library expenses, for administrative division	500.00	440.00
Total, general expenses, Director's offices	\$ 9,400.00	\$ 9,340.00

Division of Veterinary Science.

Travel expense for Veterinarian and assistants	\$ 600.00	\$ 600.00
Postage, stationery and office supplies; telegraph and telephone; freight and express; furniture and fixtures	100.00	100.00

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Labor for Main Station, Division of Veterinary Science; grounds and pastures.....		
	\$ 720.00	\$ 720.00
Support and maintenance of anthrax laboratory.....		
	500.00	500.00
Loin disease (of cattle) field laboratory in Harris county, on leased ranch, established in accordance with Art. 14q, Chap. 4, Texas Complete Statutes, 1920:		
Superintendent, Loin Disease Field Laboratory.....		
	1,200.00	1,200.00
Labor, at Field Laboratory for Loin Disease studies in Harris county.....		
	900.00	900.00
Feeding stuffs for cattle, at Loin Disease Field Laboratory		
	700.00	700.00
Equipment for Loin Disease Field Laboratory.....		
	300.00	300.00
Payment for lease of 879 acres ranch land in Harris county, used as field laboratory for loin disease studies		
	263.82	351.76
Total, Division of Veterinary Science.....	\$ 5,283.82	\$ 5,371.76
Division of Horticulture (and Horticultural Research Farm on New Site).		
Travel for Chief of Division and assistants.....		
	\$ 600.00	\$ 600.00
Postage, stationery and office supplies; freight and express; telegraph and telephone; furniture and fixtures		
	100.00	100.00
Farm machinery and implements and repairs thereon		
	100.00	100.00
Labor, Division of Horticulture, new and enlarged farm		
	1,200.00	1,200.00
Laboratory equipment and supplies.....		
	100.00	100.00
Stenographer, Divisions of Horticulture and Veterinary Science		
	1,000.00	1,000.00
Seeds and plants, chemicals, fertilizers, spraying materials and supplies.....		
	300.00	300.00
Two teams of work mules, one each year.....		
	300.00	300.00
Laborer's cottage on new farm site.....		
		800.00
Fences on new farm site.....		
	500.00	
Totals, Division of Horticulture.....	\$ 4,200.00	\$ 4,500.00
Division of Range Animal Husbandry.		
Travel expense of Chief of Division and assistants....		
	\$ 1,200.00	\$ 1,200.00
Stenographer, Division of Range Animal Husbandry		
	1,200.00	1,200.00
Postage, stationery and office supplies; furniture and fixtures; freight and express; telephone and telegraph		
	300.00	300.00
Labor for wool and mohair grading and scouring plant		
	500.00	500.00
Wool and mohair grading and scouring plant; laboratory equipment, supplies, power and operating expenses		
	1,000.00	1,000.00
Salary of wool grader and scouring expert.....		
	2,400.00	2,400.00
Total, Division of Range Animal Husbandry..	\$ 6,600.00	\$ 6,600.00
Division of Entomology, Including Foulbrood Eradication.		
Travel expense of Chief of Division and assistants....		
	\$ 1,000.00	\$ 1,000.00
Postage, stationery and office supplies; freight and express; telegraph and telephone; and furniture and fixtures		
	200.00	200.00

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Repairs on buildings, Division of Entomology.....	\$ 100.00	\$ 100.00
Machinery, tools, and implements and repairs thereon	100.00	100.00
Labor, grounds and buildings, Division of Entomology	800.00	800.00
Stenographer and clerk, one person, for Division of Entomology and foulbrood eradication work; provided below.		
Laboratory equipment and supplies.....	250.00	250.00
Cotton insect investigations.....	1,200.00	1,200.00
Fruit and truck crop insect investigations.....	500.00	500.00

Foulbrood Eradication.

For salaries and expenses of foulbrood inspectors, and such other expenses as may be necessary to the enforcement of the State foulbrood law:

Salary of chief foulbrood inspector.....	2,400.00	2,400.00
Salary of foulbrood inspector.....	1,500.00	1,500.00
Salary of foulbrood inspector.....	1,500.00	1,500.00
Stenographer and clerk, one person, for foulbrood eradication work and the Division of Entomology..	1,500.00	1,500.00
Travel expense	3,000.00	3,000.00
Miscellaneous office expenses.....	100.00	100.00
Total, Division of Entomology.....	\$ 14,150.00	\$ 14,150.00

Division of Agronomy.

Travel expense for Chief of Division and the Cotton Breeder	\$ 1,000.00	\$ 1,000.00
Postage, stationery and office supplies; freight and express; telegraph and telephone; and office expenses, Division of Agronomy.....	100.00	100.00
Stenographer and clerk, one person, for Division of Agronomy	1,200.00	1,200.00
Crops laboratory assistance.....	600.00	600.00
Soils laboratory assistance.....	600.00	600.00
Cotton laboratory equipment and supplies.....	300.00	300.00
Soils laboratory equipment and supplies.....	200.00	200.00
Milling and baking tests for new strains of wheat...	300.00	300.00
Total, Division of Agronomy.....	\$ 4,500.00	\$ 4,500.00

Division of Plant Pathology and Physiology.

Travel expense for chief of division.....	\$ 300.00	\$ 300.00
Stenographer and clerk, one person, for Division of Plant Pathology and Physiology.....	1,200.00	1,200.00
Postage, stationery and office supplies; freight and express; telegraph and telephone; and furniture and fixtures	100.00	100.00
Repairs on buildings and greenhouses.....	50.00	50.00
Labor (root rot investigations).....	200.00	200.00
Laboratory equipment, supplies, and chemicals.....	200.00	200.00
Laboratory assistance	900.00	900.00
Totals, Division Plant Pathology and Physiology	\$ 2,950.00	\$ 2,950.00

Division of Soil Survey.

For the Fiscal Year Ending
Aug. 31, 1926. Aug. 31, 1927.

For co-operative soil survey work in Texas, in co-operation with Federal Bureau of Soils, making soil surveys in Texas, including salaries and field expenses of soil surveyors, and other necessary expenses of soil survey work.

Salary of soil surveyor.....	\$ 2,400.00	\$ 2,400.00
Salary of soil surveyor.....	1,800.00	1,800.00
Salary of soil surveyor.....	1,800.00	1,800.00
Field and maintenance expenses.....	3,000.00	3,000.00
Total, Division of Soil Survey.....	\$ 9,000.00	\$ 9,000.00

Division of Farm and Ranch Economics.

Travel expense for Chief of Division and assistants ..	\$ 900.00	\$ 900.00
Postage, stationery and office supplies; freight and express; telegraph and telephone, and furniture and fixtures	400.00	400.00
Stenographer and clerk, one person, for Division of Farm and Ranch Economics	1,200.00	1,200.00
Statistical laboratory equipment, apparatus, and supplies; Division of Farm and Ranch Economics ..	500.00	500.00
Field assistant in farm and ranch economics, in charge of farm records and accounts studies being made in co-operation with Federal government, in Rockwall county, Texas, office and travel expense being paid by Bureau of Agricultural Economics in U. S. Department of Agriculture	1,800.00	1,800.00
Field assistant in farm and ranch economics, in charge of ranch records and accounts studies being made in Sutton county, Texas, in co-operation with Federal government, office and travel expenses being paid by Bureau of Agricultural Economics of U. S. Department of Agriculture	1,800.00	1,800.00
Total, Division Farm and Ranch Economics	\$ 6,600.00	\$ 6,600.00

Division of Botany.

Travel expense for Chief of Division	\$ 50.00	\$ 50.00
Postage, stationery and office supplies; botanical equipment and supplies	200.00	200.00
Total, Division of Botany.....	\$ 250.00	\$ 250.00

Division of Publications.

For the publication of State bulletins, circulars, reports, and other research material.....	\$ 8,000.00	\$ 8,000.00
Total, Division of Publications.....	\$ 8,000.00	\$ 8,000.00

State Apicultural Research Laboratory Near San Antonio.

Salary of technically trained Apiculturist in charge of State Apicultural Research Laboratory	\$ 3,000.00	\$ 3,000.00
Salary of technically trained Queen Breeder, at State Apicultural Research Laboratory	2,400.00	2,400.00

For the Fiscal Years Ending
Aug. 31, 1926. Aug. 31, 1927.

Travel expense, Apiculturist and Queen Breeder, State Apicultural Research Laboratory.....	\$ 100.00	\$ 100.00
Postage, stationery and office supplies; freight and express; telegraph and telephone; and furniture and fixtures	200.00	200.00
Repairs and additions to buildings on grounds of State Apicultural Research Laboratory.....	1,000.00	200.00
Machinery, tools, implements, and appliances, and repairs thereon	100.00	100.00
Labor on laboratory grounds.....	600.00	600.00
Trade-in old Ford truck and pay cash difference on new Ford truck	400.00
Scientific apparatus and equipment.....	300.00	300.00
Seeds and plants	300.00	300.00
Laboratory supplies and accessories	200.00	200.00
Fuels, oils, greases, and lubricants, and repairs for engines and for truck expense.....	200.00	200.00
Dilley bee outyard.....	300.00	300.00
Roxton bee outyard.....	300.00	300.00
Seguin bee outyard.....	300.00	300.00
Queen Breeder's cottage on ground at laboratory....	2,000.00

Total, State Apicultural Research Laboratory.. \$ 11,700.00 \$ 8,500.00

Main Station Farm.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor for Main Station Farm.....	2,400.00	2,400.00
Greenhouse maintenance, Main Station Farm.....	250.00	250.00
Seeds and plants; fertilizers and chemicals; freight and express; power, lights, and water; telegraph and telephone	600.00	600.00
Repairs on buildings; paints and painting.....	600.00	400.00
Farm machinery and implements and repairs thereon ..	100.00	100.00
Fuels, oils, greases, and repairs for station engines on farm	150.00	150.00
Completion of gin house and seed room, first year, and maintenance of plant thereafter.....	1,800.00	250.00

Total, Main Station Farm..... \$ 8,300.00 \$ 6,550.00

Reserve.

Reserve, to meet the demands of urgent and unforeseen emergencies and contingencies, and items not adequately provided for above.....	\$ 2,500.00	\$ 2,500.00
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Total reserve

Total, Main Station.....\$150,378.82 \$145,756.76

Substation No. 1, Beeville.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	1,800.00	1,800.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone, and travel.....	100.00	100.00
Seeds and plants; fertilizers; chemicals, and laboratory supplies
Repairs on buildings, paints and painting.....	1,000.00	200.00

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Farm machinery and implements and repairs thereon. \$	150.00	\$ 150.00
Fuels, oils, greases, lubricants, and repairs for station engines	100.00	100.00
Total, Substation No. 1.....	\$ 5,550.00	\$ 4,750.00

Substation No. 2, Troup.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone, and travel.....	100.00	100.00
Seeds and plants; fertilizers; chemicals, and laboratory supplies and equipment.....	200.00	200.00
Repairs on buildings; paints and painting.....	100.00	100.00
Farm machinery and implements, and repairs thereon.....	50.00	50.00
Fuels, oils, greases, repairs, and lubricants for station engines	50.00	50.00
Total, Substation No. 2.....	\$ 4,900.00	\$ 4,900.00

Substation No. 3, Angleton.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	1,800.00	1,800.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel expense.....	50.00	50.00
Seeds and plants; fertilizers; chemicals; laboratory supplies and equipment.....	50.00	50.00
Fences	50.00	50.00
Repairs on buildings.....	50.00	50.00
Farm machinery and implements and repairs thereon.....	50.00	50.00
Tile drainage for 10 acres land.....	1,100.00	
Waterworks system, repairs on, including new pump, pipe, tank, tower and repairs and replacements....		400.00
Total, Substation No. 3.....	\$ 5,550.00	\$ 4,850.00

Substation No. 4, Beaumont.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	2,400.00	2,400.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel expense.....	100.00	100.00
Seeds and plants; fertilizers; chemicals; laboratory equipment and supplies.....	200.00	200.00
Repairs on buildings; paints and painting.....	300.00	300.00
Farm machinery and implements and repairs thereon.....	200.00	200.00
Fuels, oils, greases, lubricants and repairs for station engines	50.00	50.00
Drying shed for rice	200.00	
Total, Substation No. 4.....	\$ 5,850.00	\$ 5,650.00

Substation No. 5, Temple.

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	1,500.00	1,500.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel expense.....	150.00	150.00
Seeds and plants; fertilizers; chemicals; and laboratory supplies and equipment.....	50.00	50.00
Repairs on buildings; paints and painting.....	100.00	100.00
Farm machinery and implements and repairs thereon	50.00	50.00
Fuels, oils, greases, lubricants and repairs on station engines	50.00	50.00
Shed for thresher and small gin.....	400.00	
Total, Substation No. 5.....	\$ 4,700.00	\$ 4,300.00

Substation No. 6, Denton.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel.....	100.00	100.00
Seeds and plants; fertilizers; chemicals; and laboratory supplies and equipment.....	100.00	100.00
Fences	200.00	200.00
Repairs on buildings; paints and painting.....	150.00	150.00
Farm machinery and implements and repairs thereon	200.00	200.00
Fuels, oils, greases, lubricants and repairs for station engines	100.00	100.00
Gasoline engine for farm power, threshing and ginning	400.00	
Total, Substation No. 6.....	\$ 5,650.00	\$ 5,250.00

Substation No. 7, Spur.

Salary of Superintendent.....	\$ 2,700.00	\$ 2,700.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel expense.....	100.00	100.00
Seeds and plants; chemicals; fertilizers and laboratory equipment and supplies.....	100.00	100.00
Fences	150.00	150.00
Repairs on buildings; paints and painting.....	300.00	300.00
Farm machinery and implements and repairs thereon	200.00	200.00
Fuels, oils, greases, lubricants and repairs for station engines	50.00	50.00
Sheep feeding investigations; proceeds to go back into work to be used as revolving fund; beef cattle feeding investigations, proceeds to go back into work and be used as a revolving fund.....	1,900.00	1,900.00
Total, Substation No. 7.....	\$ 7,500.00	\$ 7,500.00

Substation No. 8, Lubbock.

Salary of Superintendent.....	\$ 2,700.00	\$ 2,700.00
Labor	2,000.00	2,000.00

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone; and travel expense.....	\$ 100.00	\$ 100.00
Seeds and plants; chemicals; fertilizers and laboratory supplies and equipment.....	100.00	100.00
Fences	100.00	100.00
Repairs on buildings; paints and painting.....	100.00	100.00
Farm machinery and implements and repairs thereon	150.00	150.00
Fuels, oils, greases, lubricants and repairs for station engines	50.00	50.00
Wages of irrigationist and forestry nurseryman.....	1,500.00	1,500.00
Maintenance and support of plant introduction nursery on farm.....	300.00	300.00
Total, Substation No. 8.....	\$ 7,100.00	\$ 7,100.00

Substation No. 9, Balmorhea.

Salary of Superintendent.....	\$ 2,400.00	\$ 2,400.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone and travel.....	100.00	100.00
Seeds and plants; chemicals; fertilizers and laboratory supplies and equipment.....	300.00	300.00
Fuels, oils, greases, lubricants and repairs for station engines	125.00	125.00
Cottage on farm for Superintendent (new location) ..	3,000.00	
Laborer's cottage (on new location).....		1,000.00
Total, Substation No. 9.....	\$ 8,200.00	\$ 6,200.00

Feeding and Breeding Station, Near College Station.

Salary of Superintendent.....	\$ 1,800.00	\$ 1,800.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone for entire feeding and breeding station.....	200.00	200.00
Seeds and plants; chemicals; fertilizers and laboratory supplies		
Repairs on buildings; paints and painting for entire feeding and breeding station.....		1,050.00
Farm machinery and implements and repairs thereon	200.00	200.00
Fuels, oils, greases, lubricants and repairs for engines on farm	1,200.00	1,200.00
Mechanic to operate waterworks and shop, and to make repairs and adjustments on three miles of water mains and pipes, and for other repairs and mechanical work on farm.....	900.00	900.00

Division of Dairy Husbandry.

Dairy herdsman and other labor.....	\$ 900.00	\$ 900.00
Disinfectants, chemicals, laboratory supplies, and equipment, for Dairy Division	100.00	100.00
Shed 100x20 feet, for protection of dairy cattle against cold and storm in winter.....		1,000.00
Dairy equipment and dairy machinery, accessories, supplies, and repairs thereon.....	100.00	100.00

For the Fiscal Years Ending
Aug. 31, 1926. Aug. 31, 1927.

One shed, 16x50 feet, with loft space for hay storage, for dairy use.....		\$	500.00
Dairy breeding stock, including register-of-merit bulls.....	\$ 500.00		

Division of Swine Husbandry.

Herdsmen and other labor for Division of Swine Husbandry	900.00		900.00
Swine laboratory equipment and supplies.....	200.00		200.00
Feed grinder for Swine Division.....	200.00		
Hog barn for test hogs and for storing swine feed- ing stuffs			1000.00
For the maintenance and support of swine feeding and breeding investigations, with special reference to feeding of Texas-grown feeding stuffs.....	2,000.00		2,000.00

Division of Poultry Husbandry.

Travel expense for Chief of Division.....	\$ 600.00	\$	600.00
Labor for poultry division.....	1,500.00		1,500.00
Poultry breeding stock.....	150.00		
Maintenance and support of poultry feeding and breeding research	720.00		720.00

Total, Feeding and Breeding Station.....	\$ 14,170.00	\$	16,870.00
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Substation No. 11, Nacogdoches.

Salary of Superintendent.....	\$ 2,400.00	\$	2,400.00
Labor	1,500.00		1,500.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and tele- phone, and travel	200.00		200.00
Seeds and plants, chemicals, fertilizers, and laboratory equipment and supplies.....	300.00		300.00
Repairs on buildings, paints and painting.....	100.00		100.00
Farm machinery and implements, and repairs thereon	100.00		100.00
Fuels, oils, greases, lubricants and repairs for engines on farm	75.00		75.00

Total, Substation No. 11.....	\$ 4,675.00	\$	4,675.00
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Substation No. 12, Chillicothe.

Salary of Superintendent.....	\$ 2,400.00	\$	2,400.00
Labor	1,800.00		1,800.00
Furniture and fixtures, postage, stationery and office supplies, freight and express, telegraph and tele- phone and travel	150.00		150.00
Seeds and plants, chemicals, fertilizers, and labora- tory equipment and supplies.....	100.00		100.00
Repairs on buildings, paints and painting.....	100.00		100.00
Farm machinery and implements and repairs thereon	100.00		100.00
Fuels, oils, greases, lubricants and repairs for sta- tion engines	50.00		50.00

Total, Substation No. 12.....	\$ 4,700.00	\$	4,700.00
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Substation No. 14, Near Sonora—Ranch Experiment Station.

Salary of Superintendent.....	\$ 2,400.00	\$	2,400.00
Salary of veterinarian.....	2,400.00		2,400.00
Grazing research botanist, salary of.....	2,400.00		2,400.00
Salary of shepherd.....	1,500.00		1,500.00

	For the Fiscal Years Ending	
	Aug. 31, 1926.	Aug. 31, 1927.
Labor	\$ 1,500.00	\$ 1,500.00
Furniture and fixtures, postage, stationery and office supplies, freight and express, telegraph and telephone	200.00	200.00
Farm machinery and implements and repairs thereon	100.00	100.00
Fuels, oils, greases, lubricants, and repairs for station trucks, engines and motors	700.00	700.00
Travel for Superintendent and Veterinarian	600.00	600.00
Wages of working foreman in charge of crop (feed) production	1,200.00	1,200.00
Veterinary laboratory equipment and supplies, animal disease investigations in range country	200.00	200.00
Total, Substation No. 14	\$ 13,200.00	\$ 13,200.00
Substation No. 15, Near Mercedes, Lower Rio Grande Valley Station.		
Salary of Superintendent	\$ 2,700.00	\$ 2,700.00
Entomologist, salary of	1,800.00	1,800.00
Labor, irrigation experiment station	3,000.00	3,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone, and travel	200.00	200.00
Seeds and plants; chemicals; fertilizers, and laboratory equipment and supplies	500.00	500.00
Farm machinery and implements and repairs thereon	200.00	200.00
Fuels, oils, greases, lubricants, and repairs for station engines	100.00	100.00
Drainage construction on farm	500.00	
Orchard heating equipment	500.00	
Spraying and fumigating equipment and supplies	500.00	
Scientific apparatus	200.00	200.00
Plant quarantine house on farm	600.00	
Total, Substation No. 15	\$ 10,800.00	\$ 8,700.00
Substation No. 16, Iowa Park, Wichita Valley Station.		
Salary of Superintendent	\$ 2,400.00	\$ 2,400.00
Labor	2,000.00	2,000.00
Furniture and fixtures; postage, stationery and office supplies; freight and express; telegraph and telephone, and travel	400.00	400.00
Seeds, plants, chemicals, fertilizers, and laboratory equipment and supplies	600.00	600.00
Fences	600.00	600.00
Farm machinery, implements and repairs thereon	1,000.00	1,000.00
Fuels, oils, greases, lubricants, and repairs for station engines	200.00	200.00
Cottage for Superintendent	3,000.00	
Three teams of work stock for new farm	900.00	
Barn for work stock	2,000.00	
Two laborer's cottages, one each year	1,200.00	1,200.00
Implement shed	400.00	
Laboratory and office building		2,500.00
Scientific apparatus, including weather recording instruments, and water measuring devices	600.00	600.00
Total, Substation No. 16	\$ 15,300.00	\$ 11,500.00
Total, all substations	\$139,925.00	\$110,645.00
Grand total, station system	\$290,303.82	\$256,401.76

Mr. Barker moved the previous question on the pending amendment, and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—74.

Alexander	Loftin.
of Limestone.	Low.
Amsler.	Masterson.
Avis.	McDonald.
Baker of Orange.	McDougald.
Barron.	McFarlane.
Bartlett.	McGill.
Boggs.	McNatt.
Bonham.	Nicholson.
Brown.	Pavlica.
Cade.	Perdue.
Coffey.	Petsch.
Conway.	Poage.
Coody.	Pope.
Covey.	Purl.
Cummings.	Rawlins.
Daniels.	Raymer.
DeBerry.	Rowell.
Dielmann.	Rowland.
Dinkle.	Runge.
Donnell.	Shearer.
Dunn of Hopkins.	Sheats.
Durham.	Simmons.
Florence.	Sinks.
Frnka.	Smith of Nueces.
Hall.	Smith of Travis.
Harman.	Smyth.
Harper.	Stell.
Hollowell.	Storey.
Jasper.	Stout.
Johnson.	Teer.
Jordan.	Tomme.
Kemble.	Webb.
Kinnear.	Wells.
Kittrell.	Westbrook.
Lane of Hamilton.	Wester.
Lane of Harrison.	Williamson.
Lipscomb.	Wilson.

Nays—50.

Albritton.	Farrar.
Alexander	Faulk.
of Bastrop.	Fields.
Atkinson.	Finlay.
Baker of Panola.	Graves.
Barker.	Gray.
Bean.	Hagaman.
Blount.	High.
Bryant.	Hoskins.
Chitwood.	Jones.
Cox of Lamar.	Justice.
Dale.	King.
Davis of Dallas.	Laird.
Davis of Wood.	Mankin.
Downs.	Maxwell.
Dunn of Falls.	Moore.
Enderby.	Morris.

Parish.	Stautzenberger.
Pearce.	Stevens.
Pool.	Stevenson.
Renfro.	Strong.
Rice.	Thompson.
Robinson.	Wade.
Rogers.	Wallace.
Sanford.	Young.

Present—Not Voting.

Bateman.

Absent.

Acker.	Kenyon.
Bird.	McKean.
Bobbitt.	Montgomery.
Carter.	Powell.
Cox of Navarro.	Simpson.
Dunlap.	Sparks.
Hull.	Veatch.
Jacks.	Walker.
Kayton.	Woodruff.

Absent—Excused.

Irwin.	Merritt.
McBride.	Taylor.

Paired.

Mr. Bedford (present), who would vote "nay," with Mr. Foster (absent), who would vote "yea."

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 246, "An Act to amend Article 2643 of the Revised Civil Statutes of the State of Texas of 1911, as amended by Chapter 37 of the Acts of the Regular Session of the Thirty-eighth Legislature, setting aside all interest and income from the University permanent fund and lands for the purpose of constructing permanent improvements on the campus of the University of Texas, or at its branches, declaring void any contract for the expenditure of said funds for any other purpose, by including in the funds that may be used for such construction of permanent improvements all income proceeds of all mineral leases on University lands now in the State Treasury or hereafter received from such leases; and also to amend Section 17 of Chapter 83 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 58 of the Third Called Session of the Thirty-sixth Legislature, so as to provide that all proceeds heretofore or

hereafter paid and collected arising from activities affecting lands belonging to the University of Texas shall be credited to the available fund for such institution, and shall be held by the Board of Regents of such institution in a special building fund, and be expended by it only for the erection of buildings or other permanent improvements upon the University campus, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 238, "An Act to increase the civil jurisdiction of the county court of Lee county, and declaring an emergency."

S. B. No. 17, "An Act to provide for co-operation between the State of Texas and the United States Department of Agriculture in the destruction of rodent pests—prairie dogs, rats, pocket gophers and ground squirrels; and predatory animals—coyotes, wolves, mountain lions, bobcats and other predatory animals; appropriating funds for such purposes, and declaring an emergency."

S. B. No. 119, "An Act to amend Article 3681, Chapter 3, Title 53, of the Revised Civil Statutes of Texas, 1911, relating to the taking of depositions, and declaring an emergency."

S. B. No. 190, "An Act to amend Section 6, of Chapter 74, General Laws of the Second Called Session of the Thirty-sixth Legislature, and creating the sand, gravel and shell fund, providing for refund of taxes paid on marl, gravel, shell or mudshell by any county, city or town of the State Highway Commission, and providing for the enforcement of the provisions of the sand, shell and gravel law, and for the establishment and maintenance of fish hatcheries, and repealing of laws in conflict herewith, and declaring an emergency."

S. B. No. 241, "An Act creating and incorporating the Silverton Independent School District of Briscoe county, Texas, for free school purposes only, defining its boundaries, vesting it with all the rights, powers, duties and privileges of independent school districts under the general laws of Texas pertaining thereto; providing for a board of trustees, raising of revenue by taxation, issuing bonds and maintaining public free schools therein; vesting all lands, buildings and all other property now owned and held for free school purposes by the Silverton Common School District of Briscoe county, Texas, in the Silverton Independent School District of Briscoe county, Texas; providing that all outstanding indebtedness, whether bonded or otherwise, of the Silverton Common School District shall be validated and held a valid obligation against the Sil-

verton Independent School District of Briscoe county, Texas; declaring valid a maintenance and bond tax heretofore voted by said Silverton Common School District, and repealing all other acts and laws in conflict herewith, and declaring an emergency."

S. B. No. 232, "An Act authorizing the Texas Library and Historical Commission to place certain historical relics in the custody of the Daughters of the Republic of Texas and the United Daughters of the Confederacy, Texas Division; providing for their safekeeping, safeguarding the title of the State thereto, and declaring an emergency."

S. B. No. 320, "An Act to amend Section 1 of an act passed by the Thirty-fourth Legislature of Texas and approved March 22, 1915, creating the Ninth Supreme Judicial District of Texas, the same being Chapter 70 of the Acts of the Regular Session of the Thirty-fourth Legislature, and to create the Tenth Supreme Judicial District of Texas, as amended by the Thirty-fourth Legislature, so as to take Wood county out of the Fifth Supreme Judicial District of Texas and add Wood county to the Sixth Supreme Judicial District of Texas."

H. B. No. 158, "An Act creating the Eli Independent School District in Hall county, Texas; defining its metes and bounds; providing a board of trustees therefor, for raising revenue, issuing bonds; vesting it with the rights, powers and duties of districts incorporated for school purposes only under the general laws of the State of Texas; providing for the assumption of the outstanding bonds of the Eli Common School District, and declaring an emergency."

H. B. No. 433, "An Act to increase the jurisdiction of the county court of Tarrant county for civil cases and conferring upon said court criminal jurisdiction in certain cases; to provide for the filing of civil and criminal cases in both the county court of Tarrant county for civil cases and the county court at law of Tarrant county, and the transfer of cases into and between said courts; to fix the salaries of the judges of the county court of Tarrant county for civil cases and the county court at law of Tarrant county; to change the designation of said last named courts; providing a saving clause, and declaring an emergency."

RECESS.

On motion of Mr. Cox of Lamar, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 52 WITH SENATE AMENDMENTS.

Mr. Barker called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 52, A bill to be entitled "An Act to amend Article 788 of the Code of Criminal Procedure, by repealing subdivision 3 thereof."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Barker moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

HOUSE BILL NO. 586 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 586, making appropriations to maintain the various educational institutions of Texas, on its passage to engrossment.

Mr. Pope offered the following amendment to the section of the bill relating to the "Texas School for the Deaf":

Amend House bill No. 586, page 117, by inserting in line 13 the following: "gymnasium building and equipment, \$50,000."

The amendment was lost.

House bill No. 586 was then passed to engrossment.

HOUSE BILL NO. 586 ON THIRD READING.

Mr. Blount moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 586 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Barron.
Acker.	Bartlett.
Albritton.	Bateman.
Alexander	Bedford.
of Limestone.	Blount.
Amsler.	Boggs.
Atkinson.	Brown.
Avis.	Bryant.
Baker of Panola.	Cade.

Chitwood.	Moore.
Coffey.	Morris.
Conway.	Nicholson.
Covey.	Parish.
Cox of Navarro.	Pavlica.
Dale.	Pearce.
Daniels.	Perdue.
Davis of Dallas.	Poage.
DeBerry.	Pool.
Donnell.	Pope.
Downs.	Powell.
Dunn of Falls.	Purl.
Dunn of Hopkins.	Rawlins.
Durham.	Raymer.
Enderby.	Rice.
Faulk.	Rogers.
Fields.	Rowell.
Florence.	Rowland.
Graves.	Runge.
Gray.	Sanford.
Hagaman.	Shearer.
Hall.	Sheats.
Hollowell.	Simmons.
Hoskins.	Sinks.
Jacks.	Smith of Nueces.
Jasper.	Smith of Travis.
Johnson.	Sparks.
Jones.	Stell.
Jordan.	Stout.
Justice.	Strong.
Kenyon.	Teer.
King.	Thompson.
Kinnear.	Tomme.
Kittrell.	Veatch.
Lane of Hamilton.	Wallace.
Lane of Harrison.	Wells.
Low.	Westbrook.
Maxwell.	Williamson.
McFarlane.	Wilson.
McGill.	Woodruff.
McNatt.	

Nays—5.

Bean.	Stautzenberger.
Finlay.	Walker.
Laird.	

Absent.

Alexander	High.
of Bastrop.	Hull.
Baker of Orange.	Kayton.
Barker.	Kemble.
Bird.	Lipscomb.
Bobbitt.	Loftin.
Bonham.	Mankin.
Carter.	Masterson.
Coody.	McDonald.
Cox of Lamar.	McDougald.
Cummings.	McKean.
Davis of Wood.	Montgomery.
Dielmann.	Petsch.
Dinkle.	Renfro.
Dunlap.	Robinson.
Farrar.	Simpson.
Frnka.	Smyth.
Harman.	Stevens.
Harper.	Stevenson.

Storey.
Wade.
Webb.

Wester.
Young.

Absent—Excused.

Foster.
Irwin.
McBride.

Merritt.
Taylor.

The Speaker then laid House bill No. 586 before the House on its third reading and final passage.

The bill was read third time and was passed.

CONFERENCE COMMITTEE ON HOUSE BILL NO. 52.

The Speaker announced the appointment of the following conference committee on House bill No. 52:

Messrs. Barker, Storey, Gray, Dale and Graves.

HOUSE BILL NO. 303 ON SECOND READING.

On motion of Mr. Teer, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 303, A bill to be entitled "An Act amending Chapter 57, of the General Laws of the First Called Session of the Thirty-seventh Legislature, relating to the State penitentiary system; providing for the relocation of the State penitentiary system; providing for the disposition of the penitentiary property to accomplish the purpose of this act; providing for a modern penitentiary system and facilities; providing for the operation and maintenance of said system; providing the necessary officers, agents and employes, and making the necessary appropriations to carry out the purpose of this act, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

(Mr. Hall in the chair.)

Mr. Barker offered the following amendment to the bill:

Amend House bill No. 303 by striking out all below the enacting clause and substituting the following:

Section 1. That Section 1 of Chapter 57, General Laws of the First Called Session of the Thirty-seventh Legislature is amended so as to read as follows:

"All the properties belonging to the State Penitentiary System of Texas, lying north of the city of Houston, Texas, except the main penitentiary buildings

and land on which they are located at Huntsville, and the property belonging to said system in Cherokee county, Texas, shall all be abandoned as prisons and prison farms, and shall be sold in such manner and upon such terms as shall be fixed by the commission herein created."

Sec. 2. That Section 2 of Chapter 57 of said session of the Legislature is amended so as to read as follows:

"Out of the funds appropriated by this act, as herein amended, or so much thereof as may be necessary, the commission hereby created shall establish a centralized prison system for the State of Texas on some one or more of the farms and properties located south of the city of Houston, which are not herein authorized to be sold by said commission; and the headquarters of such system shall be located within easy reach of said city of Houston."

Sec. 3. That Section 3 of said Chapter 57 is amended so as to read as follows:

"There shall be built upon said land so selected a modern penitentiary plant sufficient for the needs of the Penitentiary System of the State of Texas, with all necessary buildings, equipment and improvements; said penitentiary plant to be established and erected by and under the direction of the commission hereby created."

Sec. 4. That Section 5 of said Chapter 57 is amended so as to read as follows:

"The commission hereby created shall erect at suitable points on the land chosen for such centralized prison system, the following elements for a modern prison system:

"(a) A receiving station which shall be a building to serve as a hospital and lock-up with a bed capacity of 150 prisoners. To this building every penitentiary prisoner shall be sent immediately upon conviction to be classified and receive a thorough physical and mental examination before he is assigned to work.

"(b) The necessary institutions, units and facilities, separated from each other from one to two miles, which will permit of the classification of prisoners according to age, race, physical and mental condition, the same to be erected as rapidly as possible.

"(c) The first of said institutions or units shall be a reformatory for the young and more promising white men, where they shall receive thorough industrial and school training.

"(d) Another of said institutions or units shall be a separate reformatory for women prisoners, which shall be un-

der the control and management of the Prison Commission. It shall have its own hospital, where women shall receive examination upon entrance and cottages for the classification of women as found necessary by their entrance examination. The superintendent of this institution or unit, the physician in charge of its hospital and all officers and employes dealing directly with women prisoners shall be women."

Sec. 5. That Section 6 of said Chapter 57 is amended so as to read as follows:

"There is hereby created a commission of five persons, consisting of the Governor, Attorney General, Land Commissioner, Lieutenant Governor, and the Speaker of the House of Representatives of the State of Texas, which commission shall be known as the Texas Penitentiary Relocating Commission. Said commission is hereby empowered to offer for sale and to actually sell the said farms and properties belonging to the Texas Penitentiary System located north of the city of Houston, with the exception of the Huntsville main penitentiary and the property located in Cherokee county, as mentioned in Section 1 of this act. Said commission may sell said properties herein authorized to be sold, either in whole or parts, for cash or upon such terms and conditions as it may determine; and immediately after the passage of this act, said commission shall determine upon the general policy and shall proceed to dispose of said land and improvements under said plan as rapidly as possible. The proceeds of the sales of said land and improvements shall be used by said commission for the purpose of erecting such centralized prison plant, as herein provided for, and to construct the prison system and provide the facilities therefor, as provided in this act. Said commission is hereby empowered to contract on behalf of the State of Texas for the erection of said buildings and improvements and for such equipment and facilities as may be necessary for a modern, fire-proof penitentiary plant or system for the State of Texas, and to have under its control and direction the erection of said buildings and improvements on the land selected by it located upon one or more of the farms now owned by the Texas Penitentiary System and not authorized herein to be sold, and the installation of all facilities, equipment and machinery for the purposes contemplated by this act."

Sec. 6. That Section 7 of said Chapter 57 is amended so as to read as follows:

"In carrying out the provisions of this act, and in centralizing the Penitentiary System of Texas, and while disposing of said lands authorized to be sold hereunder, the main penitentiary at Huntsville and the lands and prison farms south of the city of Houston, not herein authorized to be sold, shall be available for the use of the regularly appointed Prison Commission in order to house the prisoners now or hereafter to be confined and to carry on the Penitentiary System of Texas until the relocation and centralization of said system is completed so that said centralized plant is ready to receive said prisoners."

Sec. 7. That Section 11 of said Chapter 57 is amended so as to read as follows:

"For the purpose of giving employment to the prisoners and using a part of said penitentiary system, the commission hereby created is further empowered and authorized to construct and equip plants for producing and manufacturing commodities for use by the State institutions and departments."

Sec. 8. That Section 12 of said Chapter 57 is amended so as to read as follows:

"There is hereby appropriated for the use of said commission hereby created, all moneys received by it from the sale of any such penitentiary properties authorized to be sold by this act, to be used by said commission for the purpose of carrying out the provisions of this act. Said moneys shall be safely kept by said commission in some depository or depositories selected by it, and shall be drawn upon checks issued by said commission and signed by the chairman of said commission, to be elected by it, and two other members thereof. In erecting said modern penitentiary plant and in making said improvements and providing equipment therefor, said commission shall not expend any more money than is realized by it from the sale of the properties herein authorized to be sold, and such moneys shall be expended only for the purpose of providing a modern penitentiary system and with the view of centralizing and making an efficient and easier operated Penitentiary System of Texas."

Sec. 9. That Section 13 of said Chapter 57 is amended so as to read as follows:

"There is hereby appropriated out of the State Treasury the sum of five thousand dollars, which shall be used for

the purpose of paying the traveling and other necessary expenses actually incurred by the members of the commission hereby created while engaged in their duties under this act."

Sec. 10. That Section 13a of said Chapter 57 is amended so as to read as follows:

"Said Relocating Commission shall have the power to act in any manner or in the performance of any duty required or imposed upon it by law. Said commission shall have authority to call upon any institution or department for assistance, aid or information in any matter pertaining to the relocation, building or removal of said penitentiary system. They shall also have the aid, assistance and services of the Penitentiary Commission, or the labor or service of any and all convicts in carrying out the duties imposed by this act."

The fact that our present prison system is wholly inadequate for the needs of the State, and that its properties are widely scattered and are therefore expensive to operate, and that this act is designed to centralize and improve said system, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read in each house on three several days, and that this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Nicholson moved to table the amendment by Mr. Barker.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—74.

Acker.	Faulk.
Alexander	Fields.
of Limestone.	Florence.
Baker of Orange.	Frnka.
Baker of Panola.	Graves.
Barron.	Hagaman.
Bartlett.	Harman.
Bobbitt.	Hoskins.
Boggs.	Jacks.
Brown.	Jasper.
Cade.	Johnson.
Chitwood.	Jones.
Conway.	Jordan.
Coody.	Justice.
Cox of Navarro.	Kemble.
Davis of Dallas.	Kinnear.
DeBerry.	Lane of Harrison.
Dinkle.	Lipscomb.
Dunn of Falls.	Masterson.
Dunn of Hopkins.	Maxwell.
Durham.	McDougald.

McGill.	Sheats.
McKean.	Simmons.
McNatt.	Smith of Nueces.
Morris.	Smith of Travis.
Nicholson.	Stevens.
Pavlica.	Strong.
Perdue.	Teer.
Pool.	Tomme.
Powell.	Veatch.
Purl.	Wade.
Rawlins.	Wallace.
Raymer.	Webb.
Renfro.	Wells.
Robinson.	Westbrook.
Rowell.	Wester.
Rowland.	Williamson.
Shearer.	Woodruff.

Nays—48.

Albritton.	Lane of Hamilton.
Amsler.	Loftin.
Atkinson.	Mankin.
Barker.	McDonald.
Bateman.	McFarlane.
Bean.	Moore.
Bedford.	Parish.
Blount.	Pearce.
Bryant.	Poage.
Coffey.	Pope.
Covey.	Rice.
Dale.	Rogers.
Daniels.	Runge.
Davis of Wood.	Sanford.
Dielmann.	Sinks.
Donnell.	Smyth.
Downs.	Sparks.
Enderby.	Stautzenberger.
Farrar.	Stell.
Finlay.	Stevenson.
Gray.	Storey.
Hall.	Stout.
High.	Thompson.
Hollowell.	Walker.
King.	Wilson.
Kittrell.	Young.
Laird.	

Absent.

Alexander	Harper.
of Bastrop.	Hull.
Avis.	Kayton.
Bird.	Kenyon.
Bonham.	Low.
Carter.	Montgomery.
Cox of Lamar.	Petsch.
Cummings.	Simpson.
Dunlap.	

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

Mr. Perdue offered the following amendment to the bill:

Amend House bill No. 303, Section 5,

by inserting after the phrase "for cash" the following: "at a reasonable cash valuation according to the cash valuations of similar lands similarly improved in the same locality."

The amendment was adopted.

Mr. Brown offered the following amendment to the bill:

Amend House bill No. 303, Section 6, by adding thereto the following: "provided that all land situated in Cherokee county belonging to the Penitentiary System of Texas, the same being mostly iron ore lands, shall be exempt from the provisions of this act."

The amendment was adopted.

Mr. Teer offered the following (committee) amendment to the bill:

Amend House bill No. 303, Section 2, to read as follows:

"Section 2. Out of the funds appropriated in this act, as appropriated, or so much thereof as is necessary, the relocating commission shall purchase sufficient land in one body for the establishment of a modern centralized prison plant and facilities, which shall be located within seventy-five miles of the city of Austin, and within easy reach of a city having adequate railway and highway transportation facilities."

The amendment was adopted.

Mr. Teer offered the following (committee) amendment to the bill:

Amend House bill No. 303, Section 6, to read as follows:

"Section 6. There is hereby created a commission of five persons, consisting of the Governor of Texas, the Attorney General of Texas, the Commissioner of the General Land Office of Texas, the Lieutenant Governor of Texas, and the Speaker of the House of Representatives of Texas. Said commission is hereby empowered to offer for sale and to actually sell said main penitentiary at Huntsville and all of said farms belonging to the Penitentiary System of Texas, either in whole or in parts, for cash or upon such terms and conditions as they may determine, and they shall immediately after the passage of this act determine upon a general policy, and shall proceed to dispose of said land and improvements under said plan as rapidly as possible. The proceeds of said sales, together with the appropriation made by this act, shall be used by said commission in the purchase of a new site for a centralized prison plant, as herein provided for; and to construct the prison system and provide the facilities as provided in this act. Said commission is hereby empowered to contract on behalf

of the State for the erection of said buildings and improvements, and for such equipment and facilities as may be necessary for a modern, fire-proof penitentiary plant or system for the State of Texas, and to have under its control and direction the erection of said buildings and improvements on said site, and the installation of all facilities and equipment and machinery for the purposes contemplated by this act; provided that said commission shall reserve to the State such of the minerals in and under such tracts or parts of said lands as the members of said commission, in their discretion, may determine should be reserved in the interest of the State."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—91.

Acker.	Hoskins.
Albritton.	Jones.
Alexander	Jordan.
of Bastrop.	Justice.
Alexander	Kittrell.
of Limestone.	Lane of Harrison.
Amsler.	Lipscomb.
Atkinson.	Low.
Baker of Orange.	Mankin.
Baker of Panola.	Masterson.
Barron.	Maxwell.
Bartlett.	McDonald.
Bateman.	McDougald.
Bedford.	McFarlane.
Bobbitt.	McGill.
Boggs.	McNatt.
Brown.	Moore.
Chitwood.	Morris.
Coffey.	Nicholson.
Conway.	Parish.
Coody.	Pavlica.
Cox of Navarro.	Pool.
Dale.	Powell.
Daniels.	Purl.
Davis of Dallas.	Rawlins.
DeBerry.	Raymer.
Dielmann.	Rice.
Dinkle.	Robinson.
Donnell.	Rogers.
Downs.	Rowell.
Dunn of Falls.	Rowland.
Dunn of Hopkins.	Runge.
Durham.	Sanford.
Faulk.	Shearer.
Fields.	Sheats.
Finlay.	Smith of Nueces.
Florence.	Smith of Travis.
Frnka.	Smyth.
Hagaman.	Sparks.
Hall.	Stevenson.
Harman.	Strong.
High.	Teer.

Tomme.
Veatch.
Wade.
Wallace.
Wells.
Westbrook.

Wester.
Williamson.
Wilson.
Woodruff.
Young.

Nays—23.

Barker.	Lane of Hamilton.
Bean.	Pearce.
Bryant.	Poage.
Cade.	Sinks.
Davis of Wood.	Stautzenberger.
Enderby.	Stell.
Farrar.	Stevens.
Graves.	Storey.
Hollowell.	Stout.
Jacks.	Thompson.
Jasper.	Walker.
King.	

Absent.

Avis.	Kemble.
Bird.	Kenyon.
Blount.	Kinnear.
Bonham.	Laird.
Carter.	Loftin.
Covey.	McKean.
Cox of Lamar.	Montgomery.
Cummings.	Perdue.
Dunlap.	Petsch.
Gray.	Pope.
Harper.	Renfro.
Hull.	Simmons.
Johnson.	Simpson.
Kayton.	Webb.

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

Mr. Teer offered the following (committee) amendment to the bill:

Amend House bill No. 303, Section 12, to read as follows:

"Section 12. There is hereby appropriated out of the State Treasury of Texas the sum of one million dollars, one-half of which shall be used for the erection of a centralized prison plant. There is further hereby appropriated all moneys received from the sale of any penitentiary property by this act to be sold, to be used by said Relocating Commission for the carrying out of the provisions of this act. Said funds shall be drawn upon warrants on the State Comptroller of Public Accounts, upon orders signed by not less than three members of said Relocating Commission."

Mr. McFarlane offered the following substitute for the amendment:

Substitute the amendment by striking out Section 12.

On motion of Mr. Teer the amendment to the amendment was tabled.

Question then recurring on the (committee) amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—64.

Acker.	Lipscomb.
Alexander	Maxwell.
of Limestone.	McDougald.
Baker of Orange.	McGill.
Baker of Panola.	McNatt.
Barron.	Nicholson.
Bartlett.	Pavlica.
Bobbitt.	Pool.
Brown.	Powell.
Bryant.	Raymer.
Chitwood.	Robinson.
Conway.	Rowell.
Coody.	Rowland.
Covey.	Runge.
Cox of Navarro.	Shearer.
Daniels.	Sheats.
DeBerry.	Smith of Nueces.
Dinkle.	Smith of Travis.
Dunn of Falls.	Smyth.
Dunn of Hopkins.	Sparks.
Faulk.	Strong.
Finlay.	Teer.
Florence.	Tomme.
Harman.	Veatch.
Hoskins.	Wade.
Jacks.	Webb.
Jasper.	Wells.
Johnson.	Westbrook.
Jones.	Wester.
Jordan.	Williamson.
Justice.	Woodruff.
Kittrell.	Young.
Lane of Harrison.	

Nays—52.

Albritton.	Fields.
Alexander	Graves.
of Bastrop.	High.
Amsler.	Hollowell.
Atkinson.	King.
Barker.	Lane of Hamilton.
Bateman.	Low.
Bean.	Masterson.
Bedford.	McFarlane.
Boggs.	McKean.
Bonham.	Moore.
Cade.	Morris.
Coffey.	Parish.
Cox of Lamar.	Pearce.
Dale.	Poage.
Davis of Wood.	Pope.
Dielmann.	Rawlins.
Donnell.	Renfro.
Downs.	Rice.
Durham.	Rogers.
Enderby.	Sanford.
Farrar.	Simmons.

Sinks.	Storey.
Stautzenberger.	Stout.
Stell.	Thompson.
Stevens.	Walker.
Stevenson.	

Present—Not Voting.

Purl.

Absent.

Avis.	Kemble.
Bird.	Kenyon.
Blount.	Kinnear.
Carter.	Laird.
Cummings.	Loftin.
Davis of Dallas.	Mankin.
Dunlap.	McDonald.
Frnka.	Montgomery.
Gray.	Perdue.
Hagaman.	Petsch.
Hall.	Simpson.
Harper.	Wallace.
Hull.	Wilson.
Kayton.	

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

Mr. Teer offered the following (committee) amendment to the bill:

Amend House bill No. 303, Section 13b, to read as follows:

"Section 13b. Said Relocating Commission shall have the power to act in any manner or in the performance of any duty required or imposed upon such Relocating Commission by law. Said Relocating Commission shall have authority to call upon any institution or department for assistance, aid or information in any matter pertaining to the relocation building, or removal of said penitentiary system. They shall also have the aid, assistance and services of the Penitentiary Commission, or labor or service of any and all convicts in carrying out the duties imposed by this act. The said Relocating Commission shall have the right of condemnation of an eminent domain as provided by the laws of this State."

The amendment was adopted.

Mr. McFarlane offered the following amendment to the bill:

Amend House bill No. 303 by striking out the enacting clause.

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 303, Section 5, subdivision "d," by striking out the words "the superintendent" in line 12, and all of lines 14 and 15.

Mr. Westbrook moved the previous question on the pending amendments and

the passage of the bill to engrossment, and the main question was ordered.

Question recurring on the amendment by Mr. McFarlane, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—47.

Albritton.	King.
Alexander	Laird.
of Bastrop.	Lane of Hamilton.
Amsler.	Loftin.
Atkinson.	Masterson.
Avis.	McDonald.
Barker.	McDougald.
Bateman.	McFarlane.
Bean.	Moore.
Bedford.	Morris.
Bryant.	Pearce.
Cade.	Pope.
Coffey.	Simmons.
Dale.	Sinks.
Davis of Wood.	Sparks.
Downs.	Stautzenberger.
Enderby.	Stell.
Farrar.	Stevens.
Fields.	Stevenson.
Graves.	Storey.
Gray.	Stout.
High.	Thompson.
Hollowell.	Tomme.
Jones.	Walker.

Nays—77.

Acker.	Jacks.
Baker of Orange.	Jasper.
Baker of Panola.	Johnson.
Barron.	Jordan.
Bartlett.	Justice.
Bobbitt.	Kinnear.
Boggs.	Kittrell.
Brown.	Lane of Harrison.
Chitwood.	Lipscomb.
Conway.	Mankin.
Coody.	McGill.
Covey.	McKean.
Cox of Lamar.	McNatt.
Cox of Navarro.	Nicholson.
Daniels.	Parish.
Davis of Dallas.	Pavlica.
DeBerry.	Perdue.
Dielmann.	Poage.
Dinkle.	Pool.
Donnell.	Powell.
Dunn of Falls.	Purl.
Durham.	Rawlins.
Faulk.	Raymer.
Finlay.	Renfro.
Florence.	Rice.
Frnka.	Robinson.
Hagaman.	Rogers.
Hall.	Rowell.
Harman.	Rowland.
Hoskins.	Runge.

Sanford.	Wallace.
Shearer.	Webb.
Sheats.	Wells.
Smith of Travis.	Westbrook.
Smyth.	Wester.
Strong.	Williamson.
Teer.	Woodruff.
Veatch.	Young.
Wade.	

Absent.

Alexander	Kayton.
of Limestone.	Kemble.
Bird.	Kenyon.
Blount.	Low.
Bonham.	Maxwell.
Carter.	Montgomery.
Cummings.	Petsch.
Dunlap.	Simpson.
Dunn of Hopkins.	Smith of Nueces.
Harper.	Wilson.
Hull.	

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

Question then recurring on the amendment by Mr. Purl, it was adopted.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 303 was then passed to engrossment by the following vote:

Yeas—72.

Acker.	Johnson.
Baker of Orange.	Jordan.
Baker of Panola.	Justice.
Barron.	Kinnear.
Bartlett.	Kittrell.
Bobbitt.	Lane of Harrison.
Boggs.	Lipscomb.
Brown.	Mankin.
Chitwood.	McGill.
Conway.	McKean.
Coody.	McNatt.
Cox of Lamar.	Morris.
Cox of Navarro.	Nicholson.
Davis of Dallas.	Parish.
DeBerry.	Pavlica.
Dielmann.	Perdue.
Dinkle.	Poage.
Donnell.	Pool.
Dunn of Hopkins.	Powell.
Durham.	Purl.
Faulk.	Rawlins.
Finlay.	Raymer.
Frnka.	Renfro.
Hagaman.	Robinson.
Hall.	Rogers.
Harman.	Rowell.
Hoskins.	Rowland.
Jacks.	Runge.
Jasper.	Shearer.

Sheats.	Webb.
Smith of Travis.	Wells.
Smyth.	Westbrook.
Sparks.	Wester.
Teer.	Williamson.
Veatch.	Woodruff.
Wade.	Young.
Wallace.	

Nays—49.

Albritton.	Hollowell.
Alexander	Jones.
of Bastrop.	King.
Amsler.	Laird.
Atkinson.	Lane of Hamilton.
Avis.	Loftin.
Barker.	Masterson.
Bateman.	McDonald.
Bean.	McDougald.
Bedford.	McFarlane.
Bonham.	Moore.
Bryant.	Pearce.
Cade.	Pope.
Coffey.	Rice.
Covey.	Sanford.
Dale.	Simmons.
Daniels.	Sinks.
Davis of Wood.	Stautzenberger.
Downs.	Stell.
Dunn of Falls.	Stevens.
Enderby.	Stevenson.
Farrar.	Storey.
Fields.	Stout.
Graves.	Thompson.
High.	Walker.

Absent.

Alexander	Kemble.
of Limestone.	Kenyon.
Bird.	Low.
Blount.	Maxwell.
Carter.	Montgomery.
Cummings.	Petsch.
Dunlap.	Simpson.
Florence.	Smith of Nueces.
Gray.	Strong.
Harper.	Tomme.
Hull.	Wilson.
Kayton.	

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

Mr. Teer moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

MOTION TO TAKE UP HOUSE BILL
NO. 303.

Mr. Teer moved that the constitutional rule requiring bills to be read

on three several days be suspended and that House bill No. 303 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—74.

Acker.	Lipscomb.
Avis.	Mankin.
Baker of Orange.	Masterson.
Baker of Panola.	McGill.
Barron.	McKean.
Bartlett.	McNatt.
Bobbitt.	Morris.
Boggs.	Nicholson.
Brown.	Pavlica.
Chitwood.	Perdue.
Conway.	Pool.
Coody.	Powell.
Cox of Lamar.	Purl.
Cox of Navarro.	Rawlins.
Daniels.	Raymer.
Davis of Dallas.	Renfro.
DeBerry.	Robinson.
Dinkle.	Rowell.
Donnell.	Rowland.
Dunn of Hopkins.	Runge.
Durham.	Shearer.
Faulk.	Sheats.
Finlay.	Smith of Travis.
Florence.	Smyth.
Frnka.	Sparks.
Hagaman.	Strong.
Hall.	Teer.
Harman.	Veatch.
Hoskins.	Wade.
Jacks.	Wallace.
Jasper.	Webb.
Johnson.	Wells.
Jordan.	Westbrook.
Justice.	Wester.
Kinnear.	Williamson.
Kittrell.	Woodruff.
Lane of Harrison.	Young.

Nays—43.

Albritton.	Graves.
Alexander of Bastrop.	High.
Amsler.	Hollowell.
Atkinson.	Jones.
Barker.	King.
Bateman.	Laird.
Bean.	Lane of Hamilton.
Bedford.	Loftin.
Bonham.	McDonald.
Bryant.	McDougald.
Cade.	McFarlane.
Coffey.	Moore.
Dale.	Parish.
Davis of Wood.	Pearce.
Downs.	Pope.
Enderby.	Rice.
Farrar.	Sanford.
	Simmons.

Sinks.	Stevenson.
Stautzenberger.	Stout.
Stell.	Thompson.
Stevens.	Walker.

Absent.

Alexander of Limestone.	Kayton.
Bird.	Kemble.
Blount.	Kenyon.
Carter.	Low.
Covey.	Maxwell.
Cummings.	Montgomery.
Dielmann.	Petsch.
Dunlap.	Poage.
Dunn of Falls.	Rogers.
Fields.	Simpson.
Gray.	Smith of Nueces.
Harper.	Storey.
Hull.	Tomme.
	Wilson.

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

BILLS ORDERED NOT PRINTED.

On motion of Mr. DeBerry, House bills Nos. 639, 641, 648, 646, 640 and Senate bill No. 341 were ordered not printed.

On motion of Mr. Parish, Senate bill No. 278 was ordered not printed.

On motion of Mr. Smyth, House bill No. 642 was ordered not printed.

On motion of Mr. Dinkle, House bill No. 353 was ordered not printed.

BILLS RE-COMMITTED.

On motion of Mr. Parish, House bill No. 596 was re-committed to the Committee on Public Lands and Buildings.

On motion of Mr. Runge, Senate bill No. 427 was re-committed to the Committee on State Affairs.

ADDRESS BY HON. C. B. HUDSPETH.

Mr. McGill offered the following resolution:

Whereas, Hon. C. B. Hudspeth, a member of Congress, is now within the bar of the House; be it

Resolved by the House of Representatives, That he be invited to address the House at this time.

Signed—McGill, Pool, Petsch, Webb, Stevens.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee to escort

Hon. C. B. Hudspeth to the Speaker's stand:

Messrs. Pool, McGill and Stevens.

The committee having performed their duty, Speaker Satterwhite presented the Hon. Adrian Pool, who in turn introduced Hon. C. B. Hudspeth.

Hon. C. B. Hudspeth then addressed the House.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Enderby:

H. B. No. 654, A bill to be entitled "An Act to amend Section Four (4) of the Thirty-fifth Legislature of Texas, passed at the Regular Session thereof (as found on pages 174 and 175 of the Local and Special Laws and approved March 6, 1917), being 'An Act to amend the charter of the city of Gainesville, by creating a board of water commissioners for said city, to be appointed by said city council and prescribing the powers and duties of such board, relating to the control and disposition of funds derived from the sale of water, and repealing all laws in conflict herewith, and declaring an emergency.'"

Referred to Committee on Municipal and Private Corporations.

By Mr. Stell:

H. B. No. 655, A bill to be entitled "An Act exempting Lamar county for a period of five years from the operation of certain of the existing game laws."

Referred to Committee on Game and Fisheries.

By Mr. Finlay:

H. B. No. 656, A bill to be entitled "An Act to create the Bodenhammer Common School District in McCulloch county, Texas, including therein the present Bodenhammer Common School District No. 40, in McCulloch county."

Referred to Committee on School Districts.

By Mr. Justice:

H. B. No. 657, A bill to be entitled "An Act to incorporate Trinidad Independent School District in Henderson county, Texas, out of territory now comprising the Trinidad Common School District No. 6, in Henderson county, Texas."

Referred to Committee on School Districts.

By Mr. Albritton:

H. B. No. 658, A bill to be entitled "An Act providing for better and more efficient road construction and maintenance in DeWitt county, Texas, being a local and special road law for said county; providing penalties for the violation of any of the provisions of this act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Gray:

H. B. No. 659, A bill to be entitled "An Act creating an independent school district to be known as the Holt Independent School District, situated in Hutchinson county, Texas, described by metes and bounds, comprising the territory of Common School District No. 8 of Hutchinson county."

Referred to Committee on School Districts.

By Mr. Cummings:

H. B. No. 660, A bill to be entitled "An Act creating and establishing the North Park Independent School District of Taylor county, Texas, including therein the present North Common School District No. 39 of Taylor county."

Referred to Committee on School Districts.

By Mr. Faulk:

H. B. No. 661, A bill to be entitled "An Act to define certain duties of public weighers in addition to the duties already prescribed by law; providing compensation therefor and making it unlawful for factors or commission merchants and other persons to employ any other public weigher in certain instances and providing a penalty for the violation of this act, and declaring an emergency."

Referred to Committee on Agriculture.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Bean:

H. J. R. No. 28, Proposing an amendment to the Constitution of the State of Texas by amending Sections 10, 11, 12, 13, 14 and 15, of Article VII, by an act of the Legislature of February 11, 1858, and by an act of the Legislature passed

April 17, 1871, to relieve the tax burden of taxpayers by requiring all higher educational schools and colleges to charge enough to be self-sustaining.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 9, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 100, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and small towns, of aiding the people to provide adequate school facilities for the education of their children for the next two fiscal years ending August 31, 1926, and August 31, 1927, respectively," with amendments.

S. B. No. 410, A bill to be entitled "An Act extending the term of office of the Educational Survey Commission created by act of the Thirty-eighth Legislature; to provide for the completion of the work of the said Commission, including the preparation of a report embodying therein bills and resolutions for presentation to the Legislature; prescribing the powers and duties of the said Commission; providing for filling vacancies in the Commission; making an appropriation, and declaring an emergency."

S. B. No. 230, A bill to be entitled "An Act making an appropriation for the purchase of certain lands for the College of Industrial Arts at Denton, Texas, and declaring an emergency."

H. B. No. 464, A bill to be entitled "An Act to fix the compensation of county commissioners in counties of judicial districts comprised of two counties on January 1, 1925, having a total population within said districts of not less than thirty-five thousand nor more than forty-one thousand inhabitants according to the last United States census, and which have an aggregate area of not less than 1890 square miles, according to the records of the General Land Office of Texas, and declaring an emergency."

S. B. No. 44, A bill to be entitled "An Act to relinquish, quitclaim and grant unto all incorporated cities and towns within the State of Texas, beds and channels of all rivers, streams and other channels that are now or that may hereafter be within the present or future corporate limits of such incorporated

cities and towns so far as such river beds, streams and other channels may be owned or claimed as the property of said State, and declaring an emergency."

S. B. No. 228, A bill to be entitled "An Act authorizing any city, town or village incorporated under the general laws of the State of Texas, and having a population of not more than 2500 inhabitants, according to the United States census of 1920, to disannex a portion of territory located within the limits of any such city, town or village, upon receipt of a petition requesting such disannexation signed by two-thirds or more of the qualified voters located within such territory, and declaring an emergency."

S. B. No. 75, A bill to be entitled "An Act regulating and providing for a better election and primary election system in this State; providing for a preferential or first and second choice ballot in primaries; making provisions for necessary details or poll tax payments, voting and requirements incidental to suffrage and elections, and declaring an emergency."

S. B. No. 177, A bill to be entitled "An Act to amend Article 1984a, the Regular Session of the Legislature of 1913, so as to provide that causes may be submitted on special issues upon the request of both parties in writing, and providing further that a court upon the written request of either party shall define in its charge to the jury the legal effect of the findings of the jury on any special issue submitted to it, and providing further that counsel shall have the right to discuss the legal effect of such findings to the jury, and declaring an emergency."

S. B. No. 351, A bill to be entitled "An Act setting aside all lands owned by the State of Texas, and the Prison Commission of Texas, located in Cherokee county, for the reforestation purposes to be used for such purposes by the Agricultural and Mechanical College, and declaring an emergency."

S. B. No. 66, A bill to be entitled "An Act making an emergency appropriation for the South Texas Teachers College at Kingsville, made necessary by the near approach of the time for the opening of the summer session of said college for the year 1925, and declaring an emergency."

S. B. No. 296, A bill to be entitled "An Act to authorize the judge of any district court or other court having jurisdiction, to appoint a receiver or receivers of any defunct or disorganized church or congregation, and authorizing

the management and sale of all such properties, real, personal, mixed and choses in such action," etc.

S. B. No. 172, A bill to be entitled "An Act to provide the method of preparing statement of facts in all cases appealed or taken up on writ of error and for the consideration of same by the appellate courts, and for the inclusion therein of bills of exception, and for the repeal of all laws or parts of laws in conflict with this act."

S. B. No. 290, A bill to be entitled "An Act to amend Section 2, Chapter 185 of the Acts of the Regular Session of the Thirty-eighth Legislature of the State of Texas, pertaining to the business of private banks so as to eliminate the retroactive feature of said act, and declaring an emergency."

S. B. No. 211, A bill to be entitled "An Act to require payment of bonds and coupons promptly at the place of maturity, and declaring an emergency."

S. B. No. 287, A bill to be entitled "An Act to amend Chapter 3 of Title 118 of the Revised Civil Statutes of Texas of 1911, relating to the filing of notice of pendency of suit, by adding thereto Article 6840 $\frac{1}{2}$, so as to provide for the cancellation of such notice of pendency of suit by the court in which the suit action is pending, and declaring an emergency."

S. B. No. 350, A bill to be entitled "An Act granting power to the Railroad Commission of Texas to supervise and control the taking of natural gas from all gas wells in Texas; providing for rules and regulations for the exercise of said power; providing for the enforcement of the provisions here and any rule or regulation of said Railroad Commission made hereunder, and making this law cumulative of all laws regarding the supervision and control of natural gas in the State of Texas."

The Senate has passed H. C. R. No. 25 Relating to the issuance of semi-monthly exports by the United States Department of Agriculture.

The Senate grants the request of the House for the appointment of a second free conference committee to adjust the differences on Senate bill No. 3. The following are appointed as conferees on part of the Senate:

Senators Wood, Murphy, Bledsoe, Wirtz and Moore of Hunt.

The Senate grants the request of the House for the appointment of a free conference committee to adjust the differences on House bill No. 52. The follow-

lowing are appointed as conferees on part of the Senate:

Senators Murphy, Moore of Cooke, Woodward, Wirtz and Ward.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

NOTICE GIVEN.

Mr. Loftin gave notice that he would on tomorrow ask to be taken up for consideration at that time House bill No. 265.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 415, to the Committee on Education.

Senate bill No. 290, to the Committee on Banks and Banking.

Senate bill No. 350, to the Committee on Conservation and Reclamation.

Senate bill No. 351, to the Committee on Public Lands and Buildings.

Senate bill No. 230, to the Committee on Appropriations.

Senate bill No. 228, to the Committee on Municipal and Private Corporations.

Senate bill No. 287, to the Judiciary Committee.

Senate bill No. 172, to the Judiciary Committee.

Senate bill No. 177, to the Judiciary Committee.

Senate bill No. 75, to the Committee on Privileges, Suffrage and Elections.

Senate bill No. 296, to the Judiciary Committee.

Senate bill No. 211, to the Judiciary Committee.

Senate bill No. 66, to the Committee on Appropriations.

Senate bill No. 44, to the Committee on Municipal and Private Corporations.

RELATING TO CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 3.

Mr. Raymer moved to reconsider the vote by which the House rejected the Free Conference Committee report on Senate bill No. 3, and asked to have the motion to reconsider spread on the Journal.

Mr. Fields raised a point of order on consideration of the motion at this time, on the ground that the motion under the rule of the House came too late.

The Speaker sustained the point of order.

ADJOURNMENT.

Mr. Dale moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Sheats moved that the House recess to 7:30 o'clock p. m. today.

Mr. Brown moved that the House recess to 9 o'clock a. m. tomorrow.

Question first recurring on the motion of Mr. Dale, yeas and nays were demanded, and the motion prevailed by the following vote:

Yeas—59.

Albritton.	Johnson.
Baker of Orange.	Jones.
Barker.	Justice.
Barron.	Kemble.
Bateman.	Laird.
Bean.	Loftin.
Boggs.	Low.
Bryant.	Masterson.
Cade.	Maxwell.
Chitwood.	McNatt.
Coffey.	Moore.
Coody.	Pavlica.
Covey.	Pearce.
Cox of Lamar.	Rice.
Cox of Navarro.	Robinson.
Dale.	Rowell.
Daniels.	Runge.
Davis of Dallas.	Sanford.
Davis of Wood.	Shearer.
Downs.	Simmons.
Dunn of Falls.	Smith of Travis.
Enderby.	Stevenson.
Farrar.	Storey.
Finlay.	Strong.
Florence.	Teer.
Graves.	Thompson.
Hollowell.	Wester.
Hoskins.	Williamson.
Hull.	Wilson.
Jacks.	Young.
Jasper.	

Nays—55.

Amsler.	Frnka.
Atkinson.	Hall.
Avis.	Harman.
Bartlett.	High.
Bedford.	Jordan.
Bobbitt.	King.
Bonham.	Kinnear.
Brown.	Kittrell.
Conway.	Lane of Hamilton.
DeBerry.	Lipscomb.
Dielmann.	Mankin.
Dinkle.	McDonald.
Donnell.	McDougald.
Dunn of Hopkins.	McFarlane.
Durham.	McGill.
Fields.	McKean.

Nicholson.	Sheats.
Parish.	Sparks.
Perdue.	Stautzenberger.
Poage.	Stell.
Pool.	Tomme.
Pope.	Veatch.
Purl.	Wade.
Rawlins.	Walker.
Raymer.	Wallace.
Renfro.	Webb.
Rowland.	Woodruff.

Absent.

Acker.	Kenyon.
Alexander	Lane of Harrison.
of Bastrop.	Montgomery.
Alexander	Morris.
of Limestone.	Petsch.
Baker of Panola.	Powell.
Bird.	Rogers.
Blount.	Simpson.
Carter.	Sinks.
Cummings.	Smith of Nueces.
Dunlap.	Smyth.
Faulk.	Stevens.
Gray.	Stout.
Hagaman.	Wells.
Harper.	Westbrook.
Kayton.	

Absent—Excused.

Foster.	Merritt.
Irwin.	Taylor.
McBride.	

The House, accordingly, at 6 o'clock p. m., adjourned until 9 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 523, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of not less than 17,000, according to the United States census of 1920, and which have an area of not less than 1060 square miles nor more than 1200 square miles, and which have assessed valuation of not less than \$10,000,000 and which do not contain a city or town of more than 7500, and declaring an emergency."

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 554, A bill to be entitled
"An Act creating Plemons Independent
School District in Hutchinson county,
Texas,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 399, A bill to be entitled
"An Act creating the Asherton Independent
School District in Dimmit
county, Texas; defining its boundaries;
providing for a board of trustees in
said district; conferring upon said district
and its board of trustees all the
rights and powers, privileges, duties
and liabilities now conferred and imposed
by the general laws of Texas upon
independent school districts and the
board of trustees thereof; declaring
that all taxes or bonds heretofore authorized
by Asherton Common School
District No. 2 of Dimmit county, Texas,
shall remain in full force and effect,
and declaring an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 514, A bill to be entitled
"An Act to create the Conroe Independent
School District in Montgomery
county, Texas, defining its boundaries;
to provide for the election of trustees;
providing for the retention in office of
the present board of trustees of the
Conroe Independent School District, and
providing for the abolition of all other
boards of trustees of any school district
included within the district hereby created;
providing for the raising of revenue,
issuing bonds, maintaining public

free schools; providing for the means of
transportation of the school children in
said district; to provide for the establishment
of voting precincts and places
for the holding of elections within said
district; validating all issues of bonds
heretofore voted and made; declaring
valid and continuing in force all maintenance
taxes heretofore voted and
levied; providing for an election to determine
(1) whether the entire district
as a whole as herein created shall assume
all outstanding bonded indebtedness;
(2) whether all property within
the Conroe Independent School District
as created by this act shall be subject
to all special school taxes heretofore
voted and levied by the Conroe Independent
School District; repealing all
laws in conflict with this act, and declaring
an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 577, A bill to be entitled
"An Act to amend Section 11, Chapter
16, of the Local and Special Laws enacted
by the First Called Session of the
Thirty-seventh Legislature of 1921,
same being a special road law for Liberty
county, by adding thereto Section
11a, to permit the issuance of bonds
by Liberty county for the purpose of
funding or refunding indebtedness incurred
for road and bridge purposes,
and declaring an emergency,"

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and compared

H. B. No. 520, A bill to be entitled
"An Act to create the Plymouth Independent
School District in Collingsworth
county, Texas, including therein the
present Plymouth Independent School
District No. 17 of Collingsworth county;
providing a board of trustees therefor;
vesting said Plymouth Independent
School District board of trustees with

all the rights, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing for the validation of all current contracts, taxes and bond issue of the said Plymouth Independent School District No. 17, as the subsisting obligations and acts of the Plymouth Independent School District as created by this act, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 486, A bill to be entitled "An Act creating and incorporating the Willow Wells Independent School District in Terry county, out of territory now composing Willow Wells Common School District No. 14 in said county as heretofore created; defining its boundaries; providing for a board of trustees thereof, and defining their powers and authority; authorizing said board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds therefor; providing for an assessor and collector of taxes thereof; providing for a board of equalization for said district; providing that all outstanding obligations and indebtedness of said Common School District No. 14 in Terry county shall be assumed by and become binding obligations of said Willow Wells Independent School District; providing for the validation of all such obligations and indebtedness; continuing in force the certain maintenance tax heretofore voted in said Common School District No. 14; providing that title to all public free school property within said territory shall vest in said Willow Wells Independent School District; providing for the election and terms of office of trustees of said Willow Wells Independent School District, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

Committee Room,

Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 522, A bill to be entitled

"An Act to create the Bluffdale Independent School District in Erath county, Texas, including therein the present Bluffdale Independent District No. 8 of Erath county; providing a board of trustees therefor; investing said Bluffdale Independent School District board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing for the validation of all current contracts, taxes and bond issues of the said Bluffdale Independent School District No. 8, as the subsisting obligations and acts of the Bluffdale Independent School District as created by this act; providing for an election to determine as to the assumption of outstanding indebtedness of territory hereby incorporated as herein set out, and declaring an emergency,"

And find the same correctly engrossed.

ROWELL, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 246, "An Act to amend Article 2643 of the Revised Civil Statutes of the State of Texas of 1911, as amended by Chapter 37 of the Acts of the Regular Session of the Thirty-eighth Legislature, setting aside all interest and income from the University permanent fund and lands for the purpose of constructing permanent improvements on the campus of the University of Texas or at its branches, declaring void any contract for the expenditure of said funds for any other purpose, by including in the funds that may be used for such construction of permanent improvements all income proceeds of all mineral leases on University lands now in the State Treasury or hereafter received from such leases; and also to amend Section 17 of Chapter 83 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 58 of the Third Called Session of the Thirty-sixth Legislature, so as to provide that all proceeds heretofore or hereafter paid and collected arising from activities affecting lands belonging to the University of Texas shall be credited to the available fund of such institution, and shall be held by the Board of Regents of such institution in a special building fund and

be expended by it only for the erection of buildings or other permanent improvements upon the University campus, repealing all laws or parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 9, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 433, "An Act to increase the jurisdiction of the county court of Tarrant county for civil cases and conferring upon said court criminal jurisdiction in certain cases; to provide for the filing of civil and criminal cases in both the county court of Tarrant county for civil cases and the county court at law of Tarrant county, and the transfer of cases into and between said courts; to fix the salaries of the judges of the county court of Tarrant county for civil cases and the county court at law of Tarrant county; to change the designation of said last named courts; providing a saving clause, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 570, "An Act creating a more efficient road system for Jackson county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 9, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 158, "An Act creating the Eli Independent School District in Hall county, Texas, defining its metes and bounds, providing a board of trustees therefor, for raising revenue, issuing bonds, vesting it with the rights, powers and duties of districts incorporated

for school purposes only under the general laws of the State of Texas; providing for the assumption of the outstanding bonds of the Eli Common School District, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 309, "An Act to increase and fix the salary of the superintendent of public instruction of McLennan county, Texas; providing for office expenses, repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 572, "An Act creating a more efficient road system for Wharton county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 413, "An Act to establish and redefine and rename Common Consolidated District No. 1 of Hardeman county, Texas; to validate all elections heretofore held in said district for local taxes for the maintenance of schools in said district; to validate and assume the payment of all bonds outstanding against said district and providing that all taxes and bonds heretofore authorized by said Common Consolidated District No. 1 shall remain in full force and effect; that this district as redefined and established shall be known as the Bailey High Common Consolidated District No. 1 of said Hardeman county, Texas; providing that said district shall be liable for its pro rata part of any outstanding bonded indebtedness upon a part of any

territory taken from any other school district; providing that said Bailey High Common Consolidated School District No. 1 in Hardeman county, Texas, shall be under the general laws of the State of Texas, with respect to common consolidated districts when not in conflict with this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 414, "An Act creating the Bessmay Independent School District in Jasper county, Texas, out of part of the territory included in the Buna Independent School District; defining its boundaries and redefining the boundaries of Buna Independent School District; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 67, "An Act prohibiting the doing of acts hereinafter recited, to wit: (a) Going into or near any public place masked or disguised, and defining a public place. (b) Going masked or disguised into or near any private house, or who demand or seek entrance therein, or disturb the inhabitants thereof. (c) Going masked into a church or other place where people are assembled for religious purposes or services. (d) The acting in concert of two or more persons when masked or disguised, or the aiding or abetting by said persons of each other, and the assaulting, when so dis-

guised, by such persons of any other person, or the false imprisonment by such persons of any other person. (e) The parading of any secret society or organization or a part of the members thereof, when masked or disguised upon or along any public road, or any street, or alley of any city or town of this State, and declaring equally guilty other members of such society who aid, abet or encourage such parading, and declaring them to be offenses; and defining and fixing penalties for violation of the provisions of this act, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 163, "An Act creating the office of public weigher in all counties in Texas having a population of not less than 25,600 and not more than 25,700, according to the census of the United States taken in 1920, and prescribing the qualifications for such office and the powers and duties thereof,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 142, "An Act amending Section 9 of Chapter 40, General Laws passed at the First, Second and Third Called Sessions of the Thirty-eighth Legislature of the State of Texas, relating to agricultural credit corporations; regulating the rate of interest to be charged by corporations organized under the provisions of said chapter,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 6, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 27, "An Act amending Chapter 127 of the General Laws of the

Regular Session of the Thirty-sixth Legislature, relating to highway officers, so as to require the wearing of uniforms and badges; and requiring such officers to patrol the public highways in performance of their duties; fixing and providing for the payment of salaries of such officers, and further providing that no fees shall be charged by any officer for arrests made under the laws of the State of Texas regulating the highways and the operation of motor vehicles thereon, and providing for co-operation between the State Highway Department and such officers for the protection of the highways, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, March 7, 1925.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 277, "An Act for the sale of oil and gas leases on University land and to provide for the extension of the time for the expiration of oil and gas permits heretofore issued on University land and the issuance of leases thereon without the payment of any further sum except royalty, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

FORTIETH DAY.

(Tuesday, March 10, 1925.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Bateman.
Albritton.	Bean.
Alexander	Bedford.
of Bastrop.	Blount.
Alexander	Bobbitt.
of Limestone.	Boggs.
Amsler.	Bonham.
Atkinson.	Brown.
Avis.	Bryant.
Baker of Orange.	Cade.
Baker of Panola.	Carter.
Barker.	Chitwood.
Barron.	Coffey.
Bartlett.	Conway.

Coody.	McNatt.
Covey.	Merritt.
Cox of Lamar.	Moore.
Cox of Navarro.	Morris.
Cummings.	Nicholson.
Dale.	Parish.
Daniels.	Pavlica.
Davis of Dallas.	Pearce.
Davis of Wood.	Perdue.
DeBerry.	Petsch.
Dielmann.	Poage.
Dinkle.	Pool.
Donnell.	Pope.
Downs.	Powell.
Dunn of Falls.	Purl.
Dunn of Hopkins.	Rawlins.
Durham.	Raymer.
Enderby.	Renfro.
Farrar.	Rice.
Faulk.	Robinson.
Fields.	Rogers.
Finlay.	Rowell.
Florence.	Rowland.
Frnka.	Runge.
Graves.	Sanford.
Gray.	Shearer.
Hagaman.	Sheats.
Hall.	Simmons.
Harman.	Simpson.
High.	Sinks.
Hollowell.	Smith of Nueces.
Hoskins.	Smith of Travis.
Jacks.	Smyth.
Jasper.	Sparks.
Johnson.	Stautzenberger.
Jones.	Stell.
Jordan.	Stevens.
Justice.	Stevenson.
Kemble.	Storey.
Kenyon.	Stout.
King.	Strong.
Kinnear.	Taylor.
Kittrell.	Teer.
Laird.	Thompson.
Lane of Hamilton.	Tomme.
Lane of Harrison.	Veatch.
Lipscomb.	Wade.
Loftin.	Walker.
Low.	Wallace.
Mankin.	Webb.
Masterson.	Wells.
Maxwell.	Westbrook.
McDonald.	Wester.
McDougald.	Williamson.
McFarlane.	Wilson.
McGill.	Woodruff.
McKean.	Young.

Absent.

Bird.	Kayton.
Dunlap.	Montgomery.
Hull.	

Absent—Excused.

Foster.	Irwin.
Harper.	McBride.